

CALIFORNIA LEGISLATURE  
2013–14 REGULAR SESSION

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# SENATE DAILY JOURNAL

FIRST LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Monday, December 3, 2012

### MUSICAL PRELUDE

A musical prelude was performed by the Sacramento Children's Chorus, under the direction of Lynn Stevens. Accompanied by Helen Mendenhal.

The hour of 12 o'clock m., having arrived, Lieutenant Governor Gavin Newsom, President of the Senate, in accordance with Article IV Section 3(a), of the Constitution of the State of California, called the Senate to order and announced that the 2013–2014 Regular Session of the Legislature was about to convene, and informed the Senators that, pursuant to Section 9150 of the Government Code, Greg Schmidt, Secretary of the Senate; Paula K. Rossetto, Minute Clerk; and Tony Beard, Jr., Sergeant at Arms, were in their respective places. Assistant Secretary Zachary Twilla reading.



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

We turn to our Creator on this day for guidance and for blessing. The people of the State of California have entrusted to these men and women a sacred task, to both represent and to lead us.

The people ask of their leaders to act with insight and compassion, and to serve with honor and fairness in both word and deed.

As this esteemed body begins its important work, we ask the Holy One, the Creator of us all, to guide you and to bless you with open hearts and open minds.

May you be strengthened by a sense of common purpose. May you find wisdom and inspiration in each others words. May you lead with the courage of your convictions and always serve with integrity. May you always find ways to work together and to overcome your differences so that we may create peace and prosperity, justice and opportunity for all who live in our State.

May this be God's will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**CERTIFICATE OF ELECTION**

State of California  
Office of the Secretary of State

I, DEBRA BOWEN, Secretary of State of the State of California, hereby certify:

That according to the semi-official results provided to my office by county elections officials as of November 30, 2012, the persons whose names are hereinafter set forth have received the plurality of votes in their respective State Senate districts at the November 6, 2012, General Election.

That opposite their respective names are the State Senate districts from which they have as of this date received a plurality of the votes and the names of the county or counties comprising or forming a portion of said districts, with the name of any county entirely within or comprising the district shown in capital letters.

<i>Name</i>	<i>District</i>	<i>County or Counties</i>
Ted Gaines .....	First ....	ALPINE, EL DORADO, LASSEN, MODOC, NEVADA, Placer, PLUMAS, Sacramento, SHASTA, SIERRA, SISKIYOU
Lois Wolk .....	Third ....	Contra Costa, NAPA, Sacramento, SOLANO, Sonoma, Yolo
Cathleen Galgiani .....	Fifth .....	Sacramento, SAN JOAQUIN, STANISLAUS
Mark DeSaulnier .....	Seventh .....	Alameda, Contra Costa
Loni Hancock .....	Ninth .....	Alameda, Contra Costa

Mark Leno .....	Eleventh .....	SAN FRANCISCO, San Mateo
Jerry Hill .....	Thirteenth .....	San Mateo, Santa Clara
Jim Beall .....	Fifteenth .....	Santa Clara
Bill Monning .....	Seventeenth .....	Monterey, SAN LUIS OBISPO, Santa Clara, SANTA CRUZ
Hannah-Beth Jackson .....	Nineteenth .....	SANTA BARBARA, Ventura
Steve Knight .....	Twenty-First ..	Los Angeles, San Bernardino
Bill Emmerson .....	Twenty-Third .....	Los Angeles, Riverside, San Bernardino
Carol Liu .....	Twenty-Fifth ..	Los Angeles, San Bernardino
Fran Pavley .....	Twenty-Seventh .....	Los Angeles, Ventura
Robert "Bob" Huff .....	Twenty-Ninth .....	Los Angeles, Orange, San Bernardino
Richard Roth .....	Thirty-First .....	Riverside
Ricardo Lara .....	Thirty-Third .....	Los Angeles
Roderick "Rod" Wright ..	Thirty-Fifth .....	Los Angeles
Mimi Walters .....	Thirty-Seventh .....	Orange
Marty Block .....	Thirty-Ninth .....	San Diego

IN WITNESS WHEREOF I hereunto set my hand and affix the Great Seal of the State of California this 30th day of November, 2012.

[SEAL]

DEBRA BOWEN  
Secretary of State

### RESOLUTIONS

The following resolution was offered by Senator Padilla:

#### Senate Resolution 1

Relative to Holdover Senators

*Resolved by the Senate of the State of California*, That the holdover Senators take their seats, and that each Senator-elect proceed to the Bar of the Senate and take his or her oath of office on the certificate furnished by the Secretary of State.

Resolution read and adopted.

#### OATH OF OFFICE ADMINISTERED

The following Senators-elect, as their respective districts were called, appeared at the Bar of the Senate, presented their certificates of election, and each took and subscribed to the following oath of office, administered by the Honorable Tani G. Cantil-Sakauye, Chief Justice of the Supreme Court of California:

Jim Beall, Marty Block, Mark DeSaulnier, Bill Emmerson, Ted Gaines, Cathleen Galgiani, Loni Hancock, Jerry Hill, Robert "Bob" Huff, Hannah-Beth Jackson, Steve Knight, Ricardo Lara, Mark Leno, Carol Liu,

Bill Monning, Fran Pavley, Richard Roth, Mimi Walters, Lois Wolk, and Roderick “Rod” Wright.

I, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Subscribed and sworn to before me  
this third day of December  
A.D. 2012  
Tani G. Cantil-Sakauye

#### **ROLL CALL OF ALL SENATORS**

Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Monning, Negrete McLeod, Padilla, Pavley, Price, Roth, Rubio, Steinberg, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

#### **SENATE RULE 55 WAIVED**

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

#### **RESOLUTIONS**

The following resolution was offered by Senator Corbett:

##### **Senate Resolution 2**

**Senate Resolution 2**—Relative to the election of officers.

*Resolved by the Senate of the State of California*, That Senator Darrell Steinberg be, and is hereby, elected President pro Tempore of the Senate; that Gregory P. Schmidt be, and is hereby, elected Secretary of the Senate; and that Tony Beard, Jr., be, and is hereby, elected Sergeant at Arms of the Senate.

Resolution read and adopted.

#### **OATH OF OFFICE ADMINISTERED**

The newly elected officers of the Senate appeared at the Bar of the Senate and took and subscribed to the oath of office administered by Chief Justice Tani G. Cantil-Sakauye.



**ADDRESS BY PRESIDENT PRO TEMPORE**

Mr. Lieutenant Governor, thank you very much for presiding over today's event and for your excellent public service.

Mr. Secretary, Mr. Sergeant-at-Arms, congratulations to you.

To the former members, former President pro Tems, former members of both the Senate and the Assembly who I have seen here today, we welcome you.

We welcome all of the families and special guests. And of course we welcome and I thank my colleagues, the Senators of the State of California. I thank you for your service. I thank you for the confidence that you have shown in me, and especially to the newly-elected members, and the re-elected members, but especially to the newly-elected members—congratulations to you.

This is a great day of celebration and I hope you'll enjoy every minute of it.

To Senator Corbett and Senator De León, thank you for your kind words.

To Senator Huff, thank you for your kind words. (There's) a lot of talk today and every day about our supermajority and I want to use this occasion to reach out the hand of friendship to you and our Republican colleagues and make it clear to you that we hope you join us in governing this great state in a positive way.

And for those who got up and spoke on behalf of my nomination here today, we will endeavor to find you larger offices as soon as the session is over.

This is a day of renewal and celebration. And to all the members, especially the new members, I hope that even on your most difficult and challenging day here in the Senate—and there will be some difficult and challenging days—that you remember today, that you remember the feeling of walking on this red carpet and the privilege that few of us have in life to be able to represent nearly a million people and to help better their lives. You've earned it, all of you, and I look forward to working with every one of you.

This is a time in California and in this country when many are remembering Abraham Lincoln—there's the great movie, there's the book—and there are so many words of Lincoln to choose from. And I was struck particularly by the statement that Lincoln made out of a team of rivals. In the 1858 famous debates between Lincoln and Douglas, when Lincoln attempted during the country's most difficult time in its history, he tried to define forward progress in a democracy where the separation of powers are designed specifically to make it easier to prevent something from being done than to actually allow positive things to be done.

Lincoln said in describing his view of progress that the founders meant to set-up a standard maxim for free society that should be familiar to all and revered by all, constantly looked to, constantly labored for, and even though not perfectly attained, constantly approximated and thereby



constantly spreading and deepening its influence and augmenting the happiness and value of life to all people.

So I stand here today, December the Third, 2012, and I remember standing here four years ago to this very day. And certainly the words “progress” and “happiness” were not two words that most people used to describe the State of California in 2009.

Senator Corbett said it and we all remember it too well: a \$42 billion deficit, a near economic collapse—a worldwide near-economic collapse—where California’s own bond markets were on the verge of going away; a worldwide recession which, because of our size and because of our importance in the country and in the world, impacted California in greater ways than other states or even other countries.

And yet over the past four years, with two governors and the voters, our branch of government stepped up. Year after year, we made unimaginable cuts to public services that many of us ran for office in the first place to try to not only maintain but yes, in many ways, to try and grow.

I told the story to some of my colleagues and I repeat it here today; about my visit at the end of the last legislative session to Cal Expo in my district where the California Dental Association was having its annual volunteer dental fair on a Saturday morning. I thought I was going on the usual Saturday as we elected officials do, to have a cup of coffee and say thank you and visit some constituents. And what I saw I will never forget: endless lines of people, endless lines of Californians, working Californians many of them, who were not in line to get their teeth cleaned but instead were in line because they had gone years without any dental care, and needed surgery for dental abscesses, needed a root canal, people who had lost their teeth who wanted reconstructive surgeries so that they could go out and apply for a job with pride.

In 2009 we eliminated adult Denti-Cal as one example of the many cuts we had to make in this state to avoid a fiscal calamity. Now, none of it was easy and I don’t take much pride in those cuts but as a result this deficit went from \$42 billion, to \$26 billion, to \$19 billion to six billion dollars and now it is virtually zero. Even as we made awful cuts, we saved more than we lost when we consider that \$42 billion was half of the state’s general fund.

And in the midst of all of that, we passed historic water policy, we passed the nation’s leading renewable portfolio standard, we reformed pensions, we fixed the workers’ comp system, we fundamentally better aligned resources and responsibilities through realignment. We invested in infrastructure. We began to tackle the issue of regulatory reform. We accomplished foreclosure relief and much more. And now we are on the verge of a balanced budget. The voters passed Proposition 30. One era is ending in California and now a new and better era is beginning.

The Governor deserves enormous credit for the passage of Proposition 30. He led, he led smart, and he led well. And yet, I want to say on behalf of you, on behalf of our often-criticized and yes, imperfect branch of government, that November’s election was also a validation that



the Legislature faced incredible challenges with strength and with decisiveness, and we never flinched from the hardest of hard decisions.

We reflect on the past, and I do so today, only because it determines how we choose to decide to move forward.

Many pundits and many good people have said now with a balanced budget—a virtual balanced budget—and with the supermajorities there is a great risk of overreach. We hear that word a lot. And I want to stand here today and say, let's acknowledge the point. We know what people expect us to do. They want us to make government work better. They want us to eliminate unnecessary regulatory hurdles. They want us to invest taxpayer dollars in a way that focuses on outcomes—positive outcomes—and they want us to answer the most important question that a taxpayer has—"Am I getting value for the money that I pay to help run state government?"

We must answer that question and we must continue to answer that question when we spend money—that includes not only direct spending and direct public investment but tax expenditures as well. And I know this: having passed Proposition 30 the voters do not want us to burst out of the gate to raise more taxes. I'm OK with taxes as you probably know and certainly the voters were as well.

But the truth is that the only sustained way to grow a tax base in this state and in this country is to create more high-wage jobs. That we will endeavor to do.

So we get the warning. We get the overreach warning. We have heard it and we acknowledge it.

But frankly, I think you can focus too much on overreach because there is an equally compelling danger. It is the danger of being so cautious, so worried about creating controversy that we fail to take advantage of unprecedented opportunities. Power is by definition fleeting. Misuse it and you'll lose. Fail to use it and it withers away.

This is neither the time nor the place, given this day of celebration, for me to lay out a detailed policy agenda. And certainly, 40 members of this house as well as 80 members of the Assembly and the Governor will all be part of defining a policy agenda.

But suffice to say for today, that even if we were inclined to rest on the progress made so far, the needs of our state are far too great for us to even consider it. We have, by the newest Census Bureau measure, the highest poverty rate in the country. There are still too many people without work even though our employment rate has gone down. There is such a disparity rate within and among counties in California that in some counties the unemployment rate is nearly two-times the unemployment rate in other counties. That's not right.

Our high school graduation rate ranks in the bottom half of the country. Only 63 percent of African Americans are graduating from high school—70 percent of Latinos. That is unacceptable.

We have tremendous physical and human infrastructure backlogs including a yet-to-be-complete water bond. This rainy season, Senator Wolk reminded me that we have an urgent need to invest in our levies. And





we have, not purposely, but as a result of these cuts, done real damage to education, to higher education, to public safety, to the courts and to help for the most needy.

Name an intelligent follower of recent California history who hasn't recommended that we take a serious look at changing our Constitution. And this is just a short list. Now everyone wants to know if we will seek to restore what has been lost. In other words, what are you going to do about spending? Well, the Legislative Analyst has projected a small deficit but then the Legislative Analyst projected some very significant surpluses going forward, up to billions of dollars of surplus by the year 2017.

And so even if we can't reinvest this year, we have to begin thinking about how we're going to approach the issue of public investment. And so I put out a thought for you today. What if we approach the question with the frame that is both logical and intelligent? As the economy grows and as the surpluses are realized, what if we agree that for approximately every dollar of surplus, we put one-third into a reserve or a rainy day fund, one-third toward reducing what Governor Brown has called the wall of debt, and you take one-third and—you bet—we restore some and hopefully much or all of what has been lost as a result of the cuts we've had to make over the last five years?

The answer to the question of "overreach or don't reach far enough" is actually pretty simple. The people want us to produce. In fancier words: get meaningful and real stuff done for the people. Solve big problems. Govern responsibly. Help people get back to meaningful work. Restore lost public investments as effectively and as reasonably as we can. Remove the word "dropout" from the English dictionary here in this state and in this country.

We can lay a foundation of tangible results, as we did last year and the year before, and if we do so we will then have a great opportunity to work with the Governor, to work with the Assembly and to work with the people to suggest even bigger changes.

I conclude with Lincoln. He also said during those famous debates, "With public sentiment, nothing can fail. Without it nothing can succeed." We all know who we work for and to whom we are accountable.

I'm not too worried about whether or not we can handle this success. We have come through the hardest of hard times with the people and have done it together over the last decade. If we work hard, we work together this session and we respect the people, we can't help but succeed.

Let's have a great 2013–2014 session. I thank you very, very much for your support.





**ADDRESS BY MINORITY LEADER**

Mr. President: It has been an honor to serve in this House for the past four years. It is my privilege to welcome the newest member of the Senate Republican Caucus, Senator Steve Knight. He will be a strong addition to our Caucus team. I would also like to welcome my new Democratic colleagues to the Senate.

Congratulations to the Pro Tem and the Democrat Caucus on the November election.

I strongly believe that each one of us, Republicans and Democrats, truly want what is best for California. We all want to see our people prosper, and we want to ensure that there are ample opportunities for people to get back to work.

Yet, all of us in the Senate, indeed, the State Capitol, face some very difficult challenges.

The voters have recognized this, and have entrusted the Legislature with \$50 billion dollars over the next 7 years.

The Legislative Analyst's recent budget report highlights that even with these new revenues, unless we keep the state budget balanced we will be setting the stage for our own "fiscal cliff" in the near future. The message he presented was very clear: now is not the time to go on a spending spree.

Every child in California, including those in our rural and inner-city schools, deserves a world-class education. That simply isn't happening now.

The challenges are many. In math, reading and science scores, California has ranked for years in the bottom ten compared to other states.

California, home of the Silicon Valley, ranks 47th compared to the rest of the nation in science.

Since 1990, education spending in California has consistently risen until recent years (adjusted for inflation)—by as much as 70%. Over that time, test scores have remained flat or in some cases gotten worse. Senate Republicans will focus on funding education, but work to reform it and empower parents to help achieve better results for our students. We must ensure a quality teacher in every classroom to bring test scores up and increase graduation rates for all students.

Republicans will work to ensure that the promise is kept to the students, education community and the voters of California, that all of the new tax money from Proposition 30 will be used to restore and increase K–14, UC and CSU funding. We trust you agree that our college students should not be seeing tuition and fee increases while these tax increases are in effect.

All of us in this room must work to put partisan politics aside and find ways to work together. Senate Republicans are ready to do our part.



**Senator Price Presiding****MESSAGES FROM THE DEMOCRATIC AND REPUBLICAN CAUCUS**

Mr. President: The Democratic Caucus reports that:

Senator Corbett has been elected Majority Floor Leader.

Senator De León and Senator Jackson have been recommended to be elected to the Committee on Rules.

Mr. President: The Republican Caucus reports that:

Senator Huff has been elected Minority Floor Leader.

Senator Gaines has been elected Chair of the Republican Caucus.

Senator Fuller and Senator Emmerson have been recommended to be elected to the Committee on Rules.

**RESOLUTIONS**

The following resolution was offered by Senator Steinberg:

**Senate Resolution 3**

**Senate Resolution 3**—Relative to the election of members of the Senate Committee on Rules.

*Resolved by the Senate of the State of California*, That the following members are hereby elected members of the Senate Committee on Rules: Senator De León, Senator Jackson, Senator Fuller, and Senator Emmerson.

Resolution read and adopted.

**RESOLUTIONS**

The following resolution was offered by Senator Steinberg:

**Senate Resolution 4**

**Senate Resolution 4**—Relative to the Standing Rules of the Senate for the 2013–14 Regular Session.

Resolution read and presented by Senator Steinberg.

**Roll Call**

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

AYES (38)—Senators Anderson, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Monning, Negrete McLeod, Padilla, Pavley, Price, Roth, Rubio, Steinberg, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.



**REQUEST FOR UNANIMOUS CONSENT (SCR 1)**

Senator Steinberg offered and asked for, and was granted, unanimous consent to take up SCR 1 at this time, without reference to file.

**Consideration of Senate Concurrent Resolution 1**

**Senate Concurrent Resolution 1**—Relative to the selection of the Legislative Counsel of California.

Resolution read and presented by Senator Steinberg.

**Roll Call**

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

AYES (39)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Monning, Negrete McLeod, Padilla, Pavley, Price, Roth, Rubio, Steinberg, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**RESOLUTIONS**

The following resolution was offered by Senator Calderon:

**Senate Resolution 5**

**Senate Resolution 5**—Relative to notifying the Governor of the organization of the Senate.

*Resolved by the Senate of the State of California*, That the President pro Tempore of the Senate appoint a Special Committee to wait upon his Excellency, the Governor, and inform him that the Senate is duly organized for the 2013–14 Regular Session and is now ready to receive any communication he may have to make to this House.

Resolution read and adopted.

**Appointment of Special Committee**

The President, in accordance with SR 5, appointed Senators De León, Hernandez, Hancock, Cannella, and Walters to notify the Governor of the organization of the Senate.



**RESOLUTIONS**

The following resolution was offered by Senator Jackson:

**Senate Resolution 6**

**Senate Resolution 6**—Relative to notifying the Assembly of the organization of the Senate.

*Resolved by the Senate of the State of California*, That the President pro Tempore of the Senate appoint a Special Committee to notify the Assembly that the Senate is duly organized for the 2013–14 Regular Session and is ready to proceed with the business of the state.

Resolution read and adopted.

**Appointment of Special Committee**

The President, in accordance with SR 6, appointed Senators Beall, Galgiani, Block, Hill, Knight, Monning, and Lara to notify the Assembly of the organization of the Senate.

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

At 1:10 p.m., on motion of Senator Steinberg, further proceedings under the quorum call of the Senate were dispensed with.

**MOTION TO ADJOURN**

At 3:30 p.m., Senator Steinberg moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Monday, January 7, 2013.

Motion carried.

**MESSAGES FROM THE GOVERNOR**

Governor's Office, State Capitol  
December 3, 2012

*Dear Senator Steinberg:*

I hereby designate Gareth Elliott, David Lanier, and Jacque Roberts as persons on my staff who may sign for enrolled bills pursuant to Section 9509 of the Government Code.

Thank you for your attention to this matter.

Sincerely,

EDMUND G. BROWN JR., Governor

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, December 3, 2012

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

SCR 1

E. DOTSON WILSON, Chief Clerk of the Assembly  
Above resolution ordered enrolled.



**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Bill 1:** By Senator Steinberg—An act to add Part 1.86 (commencing with Section 34191.10) to Division 24 of the Health and Safety Code, and to amend Section 21094.5 of the Public Resources Code, relating to economic development, and making an appropriation therefor.

**Senate Bill 2:** By Senators Lieu and Yee—An act relating to the Political Reform Act of 1974.

**Senate Bill 3:** By Senators Yee and Lieu—An act relating to the Political Reform Act of 1974.

**Senate Bill 4:** By Senator Pavley—An act to amend Section 3213 of, and to add Article 3 (commencing with Section 3150) to Chapter 1 of Division 3 of, the Public Resources Code, relating to oil and gas.

**Senate Bill 5:** By Senator Padilla (Coauthor: Senator Block)—An act to amend Section 44259 of the Education Code, relating to teacher credentialing.

**Senate Bill 6:** By Senator Lieu—An act to amend and repeal Section 9321 of the Commercial Code, relating to business, and declaring the urgency thereof, to take effect immediately.

**Senate Bill 7:** By Senator Steinberg—An act to amend Section 1724 of the Labor Code, relating to public works.

**Senate Bill 8:** By Senators Yee and Anderson (Coauthor: Senator Correa) (Coauthors: Assembly Members Alejo and Ammiano)—An act to add and repeal Section 89500.5 of the Education Code, relating to public postsecondary education.

**Senate Bill 9:** By Senator Price—An act to add Chapter 1.7 (commencing with Section 12099) to Part 2 of Division 3 of Title 2 of the Government Code, relating to state government.

**Senate Bill 10:** By Senator Padilla—An act to amend Sections 44932, 44936, 44939, 44940, and 44944 of the Education Code, relating to school employees.

**Senate Bill 11:** By Senator Pavley (Principal coauthor: Senator Hill) (Coauthor: Senator Rubio)—An act to amend Sections 41081, 44060.5, 44225, 44229, 44275, 44280, 44281, 44282, 44283, 44287, 44299.1, and 44299.2 of, and to add Sections 43018.9, 43867.5, and 43867.6 to, the Health and Safety Code, to amend Sections 42885 and 42889 of the Public Resources Code, and to amend Sections 9250.1, 9250.2, 9261.1, and 9853.6 of the Vehicle Code, relating to vehicular air pollution, and declaring the urgency thereof, to take effect immediately.



**Senate Bill 12:** By Senator Corbett—An act to amend Section 1770 of the Civil Code, and to add Article 6 (commencing with Section 12098.10) to Chapter 1.6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to consumer affairs.

**Senate Bill 13:** By Senator Negrete McLeod—An act to amend Sections 7522.02, 7522.25, 7522.30, 7522.43, 20281.5, and 21400 of, and to repeal Section 7522.66 of, the Government Code, relating to public employees' retirement, and declaring the urgency thereof, to take effect immediately.

**Senate Bill 14:** By Senator Gaines—An act to add and repeal Section 115843.6 of the Health and Safety Code, relating to reservoirs, and declaring the urgency thereof, to take effect immediately.

**Senate Bill 15:** By Senator Padilla—An act relating to aviation.

**Senate Bill 16:** By Senator Gaines—An act to amend Section 27701 of the Government Code, relating to public defenders.

**Senate Bill 17:** By Senator Gaines—An act to repeal Chapter 1.5 (commencing with Section 4210) of Part 2 of Division 4 of the Public Resources Code, relating to fire prevention.

**Senate Bill 18:** By Senator Hernandez (Principal coauthor: Senator Monning)—An act relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

**Senate Bill 19:** By Senator Knight—An act to amend Section 6380 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 20:** By Senator Hernandez—An act relating to health care coverage.

**Senate Bill 21:** By Senator Roth—An act relating to the University of California, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**Senate Bill 22:** By Senator Beall—An act relating to health care coverage.

**Senate Bill 23:** By Senator Lara—An act relating to the Office of New Americans.

**Senate Bill 24:** By Senator Walters—An act to amend Sections 7522.02, 7522.15, 7522.20, and 7522.25 of, and to add Section 7522.03 to, the Government Code, relating to public employees' retirement.

**Senate Bill 25:** By Senator Steinberg—An act to amend Sections 1164 and 1164.3 of, and to repeal Section 1164.11 of, the Labor Code, relating to employment.



**Senate Bill 26:** By Senator Correa—An act to amend Section 84305.5 of the Government Code, relating to the Political Reform Act of 1974.

**Senate Bill 27:** By Senator Correa—An act to amend Section 82015 of, and to add Sections 84222 and 84223 to, the Government Code, relating to the Political Reform Act of 1974.

**Senate Bill 28:** By Senators Hernandez and Steinberg—An act to amend Section 12698.30 of the Insurance Code, and to amend Sections 14005.31, 14005.32, 14132, and 15926 of, to amend and repeal Sections 14008.85, 14011.16, and 14011.17 of, to amend, repeal, and add Sections 14005.18, 14005.28, 14005.30, 14005.37, and 14012 of, to add Sections 14005.60, 14005.62, 14005.63, 14005.64, 14132.02, and 15926.2 to, the Welfare and Institutions Code, relating to health.

**Senate Bill 29:** By Senator Correa (Coauthor: Assembly Member Fong)—An act to amend Sections 3020, 4103, and 15372 of the Elections Code, relating to elections.

**Senate Bill 30:** By Senator Calderon (Coauthors: Senators Block, Correa, Lieu, and Price)—An act to amend Section 17144.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 31:** By Senator Padilla—An act to amend Section 5213 of the Business and Professions Code, relating to outdoor advertising.

**Senate Bill 32:** By Senator Price—An act to add Section 66024.5 to the Education Code, relating to public postsecondary education.

**Senate Bill 33:** By Senator Wolk—An act to amend Sections 53395, 53395.1, 53395.2, 53395.3, 53395.4, 53395.5, 53395.6, 53395.7, 53395.10, 53395.11, 53395.12, 53395.13, 53395.14, 53395.16, 53395.17, 53395.19, 53395.20, 53396, 53397.1, and 53397.2 of, to repeal Sections 53395.22, 53395.23, 53395.24, 53395.25, 53397.4, 53397.5, 53397.6, and 53397.7 of, and to repeal and add Section 53395.21 of, the Government Code, relating to infrastructure financing districts.

**Senate Bill 34:** By Senator Rubio—An act to amend Section 659 of the Civil Code, to amend Section 51010.5 of the Government Code, to add Section 38572 to the Health and Safety Code, and to add Section 3239 to the Public Resources Code, relating to greenhouse gas, and declaring the urgency thereof, to take effect immediately.

**Senate Constitutional Amendment 1:** By Senator Wyland—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 10 to Article III thereof, relating to state audits.





**Senate Constitutional Amendment 2:** By Senator Wyland—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending, repealing, and adding Sections 3 and 12 of Article IV thereof, relating to legislative sessions.

**Senate Constitutional Amendment 3:** By Senators Leno, Hill, and Pavley (Principal coauthors: Senators Corbett and Wolk) (Coauthors: Senators De León, DeSaulnier, Evans, Price, and Yee) (Coauthors: Assembly Members Ammiano, Buchanan, and Gordon)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 4 of, and by adding Section 4.5 to, Article XIII A thereof, by amending Section 2 of Article XIII C thereof, and by amending Section 3 of Article XIII D thereof, relating to taxation.

**Senate Constitutional Amendment 4:** By Senator Liu—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 4 of Article XIII A thereof, and by amending Section 2 of Article XIII C thereof, relating to taxation.

**Senate Constitutional Amendment 5:** By Senator Hernandez—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 31 of Article I thereof, relating to public postsecondary education.

**Senate Constitutional Amendment 6:** By Senators DeSaulnier and Wolk—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of Article II thereof, relating to initiatives.

**Senate Constitutional Amendment 7:** By Senator Wolk (Coauthor: Senator Leno) (Coauthor: Assembly Member Williams)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 and 4 of, and by adding Section 4.5 to, Article XIII A thereof, by amending Section 2 of Article XIII C thereof, by amending Section 3 of Article XIII D thereof, and by amending Section 18 of Article XVI thereof, relating to public libraries.

**Senate Concurrent Resolution 2:** By Senator DeSaulnier—Relative to a constitutional convention.



**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Anderson requested that when the Senate adjourns this day it do so in memory of Gladys Ernst of Temecula.

Senator Corbett requested that when the Senate adjourns this day it do so in memory of Joy R. Morrison of Fremont.

Senator Gaines requested that when the Senate adjourns this day it do so in memory of Richard (Dick) Samuel Costigan Jr.

Senator Galgiani requested that when the Senate adjourns this day it do so in memory of Paul Katuszonek of Oakdale.

Senator Padilla requested that when the Senate adjourns this day it do so in memory of Doris D. DeLong of Willits.

Senator Pavley requested that when the Senate adjourns this day it do so in memory of Martin Seda of Calabasas.

Senator Wolk requested that when the Senate adjourns this day it do so in memory of Tom Flippo of Woodland.

Senator Yee requested that when the Senate adjourns this day it do so in memory of Michael Nevin of Daly City.

**ADJOURNMENT**

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 2 p.m., Monday, January 7, 2013.

PAULA K. ROSSETTO, Minute Clerk

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