

CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-NINTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, April 8, 2013

The Senate met at 2 p.m.
Hon. Kevin de León, of the 22nd 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:
Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa,
De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani,
Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno,
Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg,
Walters, Wolk, Wright, Wyland, and Yee—38.
Quorum present.



PRAYER

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

In Song of Songs, Spring is greeted with these timeless words: “Behold the winter is past, the rain is over and gone, the flowers appear on the earth; the time of the singing bird has come, and the voice of the turtledove is heard in our land. (Song of Songs 2:11–12)”

O Creator of the Universe,

As we enter into this season of the earth’s rebirth, we give thanks for the bounty of the land we live in, we delight in the beauty that surrounds us, and we take hope in the renewal and reawakening of life.

May it be Your will O God, that we never take for granted the miracles and blessings we are presented with each day. May we be stewards of Your earth, protecting all that You have given us.

May this be God’s will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Senate Chamber, April 8, 2013

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

SB 612

SB 115

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

EVANS, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 612—An act to amend Section 1946.7 of the Civil Code, relating to residential tenancy.

Bill read second time.

Senate Bill 115—An act to amend Section 7630 of the Family Code, relating to parent and child relationship.

Bill read second time.

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

Committee on Rules

Senate Chamber, April 8, 2013

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

SB 600

SB 726

SB 401

SB 536

SB 605

SB 36

SB 488

SB 476

SB 715

SB 163

SB 522

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 600—An act relating to vehicular air pollution.

Bill read second time.

Senate Bill 605—An act relating to school safety.

Bill read second time.

Senate Bill 715—An act to amend Section 10001 of the Public Utilities Code, relating to public utilities.

Bill read second time.

Senate Bill 726—An act to amend Section 10610.2 of the Water Code, relating to water.

Bill read second time.

Senate Bill 36—An act relating to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012.

Bill read second time.

Senate Bill 163—An act relating to health.

Bill read second time.

Senate Bill 401—An act to amend Section 100.5 of the Elections Code, relating to elections.

Bill read second time.

Senate Bill 488—An act to amend Section 1374.73 of the Health and Safety Code, relating to health care coverage.

Bill read second time.

Senate Bill 522—An act to amend Section 366.1 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time.

Senate Bill 536—An act to amend Section 815 of the Government Code, relating to government liability.

Bill read second time.

Senate Bill 476—An act to amend Section 10127.17 of the Insurance Code, relating to life insurance.

Bill read second time.

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



Committee on Business, Professions and Economic Development

Senate Chamber, April 8, 2013

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

SB 679 SB 485 SB 670 SB 119

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

PRICE, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 679—An act to amend Section 6770 of the Business and Professions Code, relating to professional engineers.

Bill read second time.

Senate Bill 485—An act to amend Sections 12013, 12240, and 12503 of, and to add Section 21606.3 to, the Business and Professions Code, relating to sealers.

Bill read second time.

Senate Bill 670—An act to amend Section 11529 of the Government Code, relating to administrative adjudication.

Bill read second time.

Senate Bill 119—An act to amend Section 8344.5 of, and to add Section 8344.6 to, the Health and Safety Code, relating to crematories, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Public Safety

Senate Chamber, April 8, 2013

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

SB 794

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

HANCOCK, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 794—An act to amend Section 231 of the Code of Civil Procedure, relating to juries.

Bill read second time.

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



Committee on Elections and Constitutional Amendments

Senate Chamber, April 8, 2013

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

SB 361

SB 362

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

CORREA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 361—An act to amend Sections 2403, 3017, and 14310 of, and to add Sections 2169, 2228, and 12106.5 to, the Elections Code, relating to elections.

Bill read second time.

Senate Bill 362—An act to add Section 19006 to, the Elections Code, relating to voting.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, April 4, 2013

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

SB 26

SB 33

SB 118

Reports the same back with the recommendation: That the above measures be placed on second reading pursuant to Senate Rule 28.8.

DE LEÓN, Chair

Above measures ordered to second reading.

Senate Chamber, April 4, 2013

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

SB 181

SB 182

Reports the same back with the recommendation: That the above measures be placed on second reading pursuant to Senate Rule 28.8 and be placed on the Consent Calendar.

DE LEÓN, Chair

Above measures ordered to second reading.



Committee on Environmental Quality

Senate Chamber, April 8, 2013

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

SB 529

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

HILL, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 529—An act to add Chapter 6.6 (commencing with Section 42391) to Part 3 of Division 30 of the Public Resources Code, relating to recycling.

Bill read second time.

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

Committee on Rules

Senate Chamber, April 8, 2013

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

SB 370

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 370—An act to relating to state government.

Bill read second time.

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

Committee on Appropriations

Date of Hearing, April 8, 2013

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

SB 13

Reports the same back with the recommendation: Do pass.

DE LEÓN, Chair

Above bill ordered to second reading.



Committee on Business, Professions and Economic Development

Senate Chamber, April 8, 2013

Mr. President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

SB 272

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

PRICE, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 272—An act to add Section 17533.65 to the Business and Professions Code, relating to advertising.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 8, 2013

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

SB 138

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

EVANS, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 138—An act to amend Sections 56.05, 56.104, and 56.16 of, and to add Section 56.107 to, the Civil Code, to amend Sections 1280.15, 1627, 117928, 120985, 121010, and 130201 of the Health and Safety Code, and to amend Section 3208.05 of the Labor Code, relating to medical information.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, April 8, 2013

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

SB 427

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

PAVLEY, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 427—An act to amend Sections 651 and 658.3 of the Harbors and Navigation Code, relating to vessels.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, April 8, 2013

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

SB 168

SB 188

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

DE LEÓN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 168—An act to add Section 1698.9 to the Labor Code, relating to farm labor contractors.

Bill read second time.

Senate Bill 188—An act to amend Sections 4019.2, 4101, 4102, 4103, 4104, 4105, 4108, 4109, 4110, 4111, 4112, 4121, 4129, 4130, 4131, 4131.5, 4133, 4134, 4135, 4136, and 4137 of the Penal Code, and to amend Sections 4951, 4952, 4953, 4956, and 4957 of, and to add Section 4959 to, the Public Resources Code, relating to conservation camps.

Bill read second time.

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

Committee on Transportation and Housing

Senate Chamber, April 8, 2013

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

SB 604

SB 459

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

DESAULNIER, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 604—An act to amend Section 22520.5 of the Vehicle Code, relating to vehicles.

Bill read second time.



Senate Bill 459—An act to add Section 44266 to the Health and Safety Code, relating to vehicular air pollution.

Bill read second time.

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

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill 170—An act to amend Sections 110480 and 113789 of the Health and Safety Code, relating to food safety.

Bill read second time.

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

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

Bill read second time.

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

Senate Bill 109—An act to amend Section 35110 of, and to add Section 35405 to, the Vehicle Code, relating to vehicles.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 152—An act to amend Sections 6775, 6799, and 7860 of, to add Section 7839.2 to, and to repeal Sections 6760, 7848, and 7848.1 of, the Business and Professions Code, relating to professions and vocations.

Bill read second time.

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

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution 15—Relative to wineries.

Resolution read second time and ordered to third reading.



UNFINISHED BUSINESS**Consideration of Governor's Appointments**

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

DAVID OLSEN, Member, Independent System Operator Governing Board.

JOSEPH A. MCALLISTER, Member, State Energy Resources Conservation and Development Commission.

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

The roll was called.

CALL OF THE SENATE

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

Motion carried.

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

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

DAVID OLSEN, Member, Independent System Operator Governing Board.

JOSEPH A. MCALLISTER, Member, State Energy Resources Conservation and Development Commission.

Roll Call

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

AYES (37)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Senator De León Presiding**CONSIDERATION OF DAILY FILE (RESUMED)****THIRD READING OF SENATE BILLS**

Senate Concurrent Resolution 26—Relative to Olympic wrestling. Resolution read third time and presented by Senator Correa.



Roll Call

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

AYES (37)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution 10—Relative to Roe v. Wade.

Resolution read third time and presented by Senator Jackson.

Roll Call

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

AYES (27)—Senators Beall, Block, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Galgiani, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Lieu, Liu, Monning, Padilla, Pavley, Price, Roth, Steinberg, Wolk, Wright, and Yee.

NOES (6)—Senators Anderson, Gaines, Knight, Nielsen, Walters, and Wyland.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution 30—Relative to Equal Pay Day.

Resolution read third time and presented by Senator Jackson.

Roll Call

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

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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

Senate Bill 614—An act to amend Section 21100 of the Water Code, relating to water.

Bill read third time and presented by Senator Wolk.



Roll Call

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

AYES (25)—Senators Beall, Block, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Lieu, Liu, Monning, Pavley, Price, Roth, Steinberg, Wolk, Wright, and Yee.

NOES (12)—Senators Anderson, Berryhill, Cannella, Emmerson, Fuller, Gaines, Galgiani, Huff, Knight, Nielsen, Walters, and Wyland.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR

Senate Bill 133—An act to amend Section 7073.1 of the Government Code, relating to economic development.

Bill read third time.

Consent Calendar Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

RECESS

At 3:11 p.m., the Senate recessed in order to convene in First Extraordinary session.

REASSEMBLED

At 3:12 p.m., the Senate reconvened.

Hon. Kevin de León, of the 22nd District, presiding.

REQUEST TO BE ADDED TO ROLL CALL

April 8, 2013

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

SCR 30—Aye

BOB HUFF, Minority Floor Leader

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

At 3:18 p.m., on motion of Senator Steinberg, further proceedings under the quorum call of the Senate were dispensed with.



MOTION TO ADJOURN

Senator Steinberg moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Tuesday, April 9, 2013.

Motion carried.

GUEST SPEAKER

Upon invitation of the Senate, award winning director Eugene Jarecki gave a presentation on his new documentary "The House I Live In."

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol

April 4, 2013

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

EDMUND G. BROWN JR., Governor

DAVID LIVINGSTON, has been reappointed to the California Boating and Waterways Commission. Livingston has been sheriff-coroner for the County of Contra Costa since 2011. He was chief of police at the Concord Police Department from 2005 to 2011 and at the Pleasant Hill Police Department from 2002 to 2005. He served in multiple positions at the Fremont Police Department from 1987 to 2002, including captain. Livingston is a member of the California State Sheriffs' Association. He earned a Juris Doctorate degree from the University of San Francisco, School of Law. Reappointed 03/07/2013. Effective 03/18/2013.

Member, California Boating and Waterways Commission, vice, self, reappointed. Term ending 01/15/2017.

VIRGINIA MADUENO, has been appointed to the California Boating and Waterways Commission. Madueno has been president of Imagen LLC since 2001. She served as mayor of the City of Riverbank from 2009 to 2012 and was a community organizer at Clean Water Action from 2009 to 2011. She served as a public information officer for Stanislaus County from 1981 to 2001. Madueno is a member of the Stanislaus County Family Justice Center and the Ovarian Cancer Alliance of California. Appointed 03/07/2013. Effective 03/18/2013.

Member, California Boating and Waterways Commission, vice, Matthew E. Webb, term expired. Term ending 01/15/2017.



FRANK C. DAMRELL JR., has been appointed to the Delta Stewardship Council. Damrell has been counsel at the law offices of Cotchett, Pitre and McCarthy LLP since 2012. He was a judge at the United States District Court for the Eastern District of California from 1997 to 2011. Damrell practiced law privately from 1968 until 1997 and served as deputy district attorney for Stanislaus County from 1966 to 1968 and deputy attorney general for the State of California from 1965 to 1966. Damrell earned a law degree from Yale Law School. Appointed 03/13/2013. Effective 03/19/2013.

Member, Delta Stewardship Council, vice, Felicia A. Marcus reassigned 07/02/2012. Term ending 02/03/2014.

STUART L. FARBER JR., has been appointed to the California State Board of Forestry and Fire Protection. Farber has been a wildlife biologist at W.M. Beaty and Associates Inc. since 2010. He was a wildlife and fisheries forester at the Timber Products Company from 1995 to 2010 and a senior resource forester at Plum Creek Timber Company from 1988 to 1995. Farber is a member of the Klamath-Cascade Advisory Council of the Pacific Forest Trust and the California Licensed Foresters Association. He has been a registered professional forester since 1997. Appointed 03/06/2013. Effective 03/19/2013.

Member of the California State Board of Forestry and Fire Protection, vice, James J. Ostrowski, term expired. Term ending 01/15/2017.

MARY E. RICKERT, has been appointed to the California State Board of Forestry and Fire Protection. Rickert has been co-owner of both Western Agricultural Services and Prather Ranch since 1982. She is a member of the American Society of Farm Managers and Rural Appraisers, Shasta Land Trust and Shasta Regional Community Foundation. Rickert is the Shasta County Committee Chair of the U.S. Department of Agriculture's Farm Service Agency. She was a member of the Shasta County Mental Health Board from 2000 to 2010. Appointed 03/06/2013. Effective 03/20/2013.

Member of the California State Board of Forestry and Fire Protection, vice, Pamela A. Giacomini, term expired. Term ending 01/15/2016.



BRUCE SAITO, has been reappointed to the California State Board of Forestry and Fire Protection, where he has served since 2005. Saito has served as executive director at the Los Angeles Conservation Corps since 1995, where he was deputy director from 1986 to 1995. Saito was program manager at the California Conservation Corps from 1976 to 1986. He is a board member of the Los Angeles River Revitalization Corporation, Los Angeles Neighborhood Land Trust Board and California Prison Industry Authority. Reappointed 02/28/2013. Effective 03/19/2013.

Member of the California State Board of Forestry and Fire Protection, vice, self, reappointed. Term ending 01/15/2017.

GEORGE H. KENLINE, has been appointed to the State Mining and Geology Board. Kenline has been senior environmental services supervisor at MolyCorp Inc. since 2012. He was a mining and engineering geologist for San Bernardino County from 2006 to 2012 and an associate geologist at Secor International Inc. from 1993 to 2006. Kenline is a member of the Association of Environmental and Engineering Geologists, Society for Mining, Metallurgy and Exploration Inc. and the California Groundwater Resources Association. Appointed 02/28/2013. Effective 03/20/2013.

Member, State Mining and Geology Board, vice, Charles M. Wyatt, term expired. Term ending 01/15/2017.

JOHN J. LANE, has been reappointed to the State Mining and Geology Board, where he has served since 2009. Lane has been principal at Chico Environmental Science and Planning LLP since 2002. He was senior hydrogeologist at Stetson Engineers Inc. from 2000 to 2002 and staff geologist at URS Corporation from 1998 to 2000. Lane was a staff geologist at Weber Hayes and Associates from 1995 to 1996 and a staff scientist at AGEISS Environmental from 1993 to 1995. He earned a Master of Science degree in geoscience from California State University, Chico. Reappointed 03/06/2013. Effective 04/04/2013.

Member, State Mining and Geology Board, vice, Brian R. Baca, term expired. Term ending 01/15/2017.



NEGAR NOUSHKAM, has been appointed to the State Mining and Geology Board. Noushkam has been senior principal engineer and space environment scientist at Orbital Sciences Corp. since 2012. She was lead space environment scientist and engineer at the Northrop Grumman Aerospace Systems from 2006 to 2012 and senior project manager and engineer at Environmental Remediation Services Inc. from 2007 to 2011. Noushkam was lead photovoltaic design engineer at Northrop Grumman Space Technology from 2004 to 2006 and environmental compliance manager and lead security assessor at Hudson Marine Management Services from 2001 to 2004. She was environmental project manager and a process engineer at Exxon Mobil Oil Corporation from 1997 to 2001. Noushkam is a trustee at the Greater Los Angeles County Vector Control District Board. She earned a Master of Science degree in electrical engineering from the University of Southern California. Appointed 03/06/2013. Effective 03/25/2013.

Member, State Mining and Geology Board, vice, Erin Garner, term expired. Term ending 01/15/2016.

ERNEST CHUNG, has been appointed to the California State Park and Recreation Commission. Chung was managing director at KPMG Consulting and BearingPoint Inc. from 2001 to 2009. He held multiple positions at the Chevron Corporation from 1979 to 2001, including principal consultant, general manager, business development manager, area business development manager and technology research and development manager. Chung serves as chairperson of Friends of China Camp and as board member of the Marin State Parks Association. He earned a doctorate degree and Master of Science degree in chemical engineering from the California Institute of Technology and a Master of Business Administration degree from the University of California, Los Angeles. Appointed 02/28/2013. Effective 03/12/2013.

Member, California State Park and Recreation Commission, vice, Lindy DeKoven, resigned 12/31/2010. Term ending 01/15/2015.

TOMMY L. RANDLE, has been reappointed to the California State Park and Recreation Commission, where he has served since 2011. Randle has been president of California Leading Edge Inc. since 1994. He was partnership coordinator at the U.S. Census Bureau and at the U.S. Department of Commerce from 2009 to 2011. Randle was a commissioner at the San Dimas Park and Recreation Commission from 1994 to 1999 and was a regional product manager at International Business Machines from 1971 to 1994. Reappointed 02/28/2013. Effective 03/19/2013.

Member, State Park and Recreation Commission, vice, self, reappointed. Term ending 01/15/2017.



JOHN J. SCHNEIDER, has been appointed to the State Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun. Schneider has held various positions for Tesoro Corporation since 2006, including single point mooring operations manager and northern California marine superintendent. He was a port captain at Golden Eagle Refinery from 2006 to 2008. Schneider was a ship's officer at both the Alaska Tanker Company from 1999 to 2006 and at the Overseas Shipholding Group from 1989 to 1999. Appointed 02/28/2013. Effective 03/07/2013.

Member, State Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice, Eric Osen, term expired. Term ending 12/31/2014.

YVONNE B. BURKE, has been reappointed to the California Transportation Commission, where she has served since 2010. Burke served as supervisor for Los Angeles County from 1992 to 2008. She was a partner at Jones, Day, Reavis and Pogue from 1987 to 1992 and partner at Burke, Robinson and Pearman from 1982 to 1987. Burke was supervisor of the Los Angeles County 4th district from 1979 to 1982, a representative in the United States House of Representatives from 1972 to 1978, a member in the California State Assembly from 1967 to 1972 and a member of the Regents of the University of California from 1986 to 1992. Burke is a member of the Amtrak Board of Directors. Burke earned a Juris Doctorate degree from the University of Southern California, Gould School of Law. Reappointed 02/28/2013. Effective 03/15/2013.

Member, California Transportation Commission, vice, self, reappointed. Term ending 02/01/2017.

JOSEPH TAVAGLIONE, has been reappointed to the California Transportation Commission, where he has served since 2002. Tavaglione has been president of Tavaglione Construction and Development Inc. since 1962. He is a member of the University of California, Riverside Foundation Board of Trustees. Reappointed 02/28/2013. Effective 03/14/2013.

Member, California Transportation Commission, vice, self, reappointed. Term ending 02/01/2017.



TAM M. DODUC, has been reappointed to the State Water Resources Control Board, where she has served since 2005. Doduc has held multiple positions at the California Environmental Protection Agency since 2000, including deputy secretary for environmental quality, assistant secretary for air and chemical programs, assistant secretary for agriculture and chemical programs and assistant secretary for technology certification. She was an air resources engineer at the California Air Resources Board from 1997 to 2000 and was special assistant to the secretary at the California Environmental Protection Agency from 1995 to 1997. Doduc was a water resources engineer at the State Water Resources Control Board from 1994 to 1995 and was special assistant to the secretary at the California Environmental Protection Agency from 1993 to 1994. She was a water resources engineer at the State Water Resources Control Board from 1989 to 1992. Doduc has been a registered professional civil engineer since 1995. She earned a Master of Business Administration degree from the University of California, Berkeley and a Master of Science degree in Civil Engineering from California State University, Sacramento. Reappointed 03/13/2013. Effective 03/18/2013.

Member, State Water Resources Control Board, vice, self, reappointed. Term ending 01/15/2017.

FRANCES SPIVY-WEBER, has been reappointed to the State Water Resources Control Board, where she has served since 2007. Spivy-Weber was a consultant to Los Angeles Deputy Mayor Nancy Sutley in 2006 and executive director for policy at the Mono Lake Committee from 1997 to 2006. She served as director of international programs at the National Audubon Society from 1983 to 1992 and legislative assistant at the Animal Welfare Institute from 1978 to 1982. Spivy-Weber earned a Master of Arts degree in international relations from the Johns Hopkins School for Advanced International Studies. Reappointed 03/13/2013. Effective 03/18/2013.

Member, State Water Resources Control Board, vice, self, reappointed. Term ending 01/15/2017.

Above appointments referred to the Committee on Rules.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, April 8, 2013

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

AB 58	AB 182	AB 1168	AB 383
AB 567	AB 619	AB 848	

E. DOTSON WILSON, Chief Clerk of the Assembly



FIRST READING OF ASSEMBLY MEASURES

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

Assembly Bill 58—An act to amend Section 24177.5 of the Health and Safety Code, relating to medical experiments.

Assembly Bill 182—An act to amend Section 15146 of, and to add Sections 15144.1, 15144.2, and 15144.3 to, the Education Code, and to amend Sections 53506, 53507, 53508.7, and 53530 of the Government Code, relating to bonds.

Assembly Bill 1168—An act to amend Sections 119300, 119301, 119303, 119306, 119312, 119314, 119315, and 119318 of the Health and Safety Code, relating to body art.

Assembly Bill 383—An act to amend Sections 1202, 4836.1, 4999.32, 5096.10, 21609.1, 23958.4, 25502.2, and 25600.2 of the Business and Professions Code, to amend Sections 55.56, 56.16, 1195, 1950.5, 2877, 2923.55, 2924.8, 2924.19, 2950, and 3509 of the Civil Code, to amend Sections 116.940, 425.50, 684.115, and 1282.4 of the Code of Civil Procedure, to amend Section 7237 of, and to amend and renumber the heading of Chapter 5.5 (commencing with Section 15900) of Title 2 of, the Corporations Code, to amend Sections 15282, 17193.5, 17250.25, 18720, 22138.5, 33195, 35583, 38000, 41320.1, 41326, 47660, 48853, 48853.5, 48900, 48902, 48911, 49076, 49548, 52052, 60200.8, 60209, 60605.87, 60852.1, 66407, 81378.1, and 88620 of the Education Code, to amend Sections 2162, 2224, 2225, 3111, 13115, and 21000 of the Elections Code, to amend Sections 3047, 3200.5, and 4055 of the Family Code, to amend Sections 1587 and 15100 of the Fish and Game Code, to amend Sections 4101.3, 4106, 14611, 19447, 55527.6, and 64101 of the Food and Agricultural Code, to amend Sections 3513, 3527, 7522.20, 7522.56, 7522.57, 7522.72, 8164.1, 11019, 11020, 11435.15, 11552, 12460, 12838.14, 12926, 14837, 15820.922, 19815, 20391, 20410, 20516, 20677.7, 25060, 25062, 65040.7, 65302.5, and 65915 of, to amend the heading of Chapter 3.1 (commencing with Section 8240) of Division 1 of Title 2 of, to amend and renumber Sections 15606.5, 15814.25, and 15819.30 of, to repeal Section 7480 of, and to repeal the heading of Chapter 3 (commencing with Section 15570) of Part 8.5 of Division 3 of Title 2 of, the Government Code, to amend Sections 80.2 and 82 of, and to amend the heading of Chapter 3 (commencing with Section 80) of Division 1 of, the Harbors and Navigation Code, to amend Sections 1339.40, 1339.41, 1367.65, 1531.15, 11378, 11755, 25110.11, 34177, 34183.5, 39053, 39510, 39710, 39712, 39716, 39718, 106985, 114365.5, 114380, 116565, 120365, 123327, 123940, 123955, 125286.20, 128570, 129725, and 136000 of the Health and Safety Code, to amend Sections 676.75, 922.41, 1063.1, 1754, 10113.71, 10124, 10271, 11665, and 12694.1 of the Insurance Code, to amend Sections 980, 4709, and 5502 of the Labor Code, to amend Sections 136.2, 289.6, 496a, 781, 830.41, 830.55, 1001.20, 1170,



1203.097, 1230, 1370.1, 2602, 3000.08, 3060.7, 4024.2, 4115.55, 5072, 6030, 11165.7, 11166, 12022, and 12022.1 of, and to repeal the heading of Title 4.5 (commencing with Section 13600) of Part 4 of, the Penal Code, to amend Sections 10295.6 and 20651.7 of the Public Contracts Code, to amend Sections 4629.5, 4629.9, 6224.5, 21080.37, 21080.5, 21084, and 72410 of the Public Resources Code, to amend Sections 2827.10, 2862, 5142, 5143, 9506, and 185035 of the Public Utilities Code, to amend Sections 2188.6, 7285.3, 17276.20, 18152.5, 18738, 23685, 24416.20 of, and to amend and renumber Section 24900 of, the Revenue and Taxation Code, to amend Sections 1755 and 14211 of the Unemployment Insurance Code, to amend Sections 11205, 12804.11, 16028, 23612, 34510.5, and 40000.20 of the Vehicle Code, to amend Section 85057.5 of the Water Code, to amend Sections 366.21, 366.22, 366.25, 4141, 4427.5, 4648, 4684.53, 5008, 5328.03, 6254, 7295, 12306, 14005.27, 14043.25, 14043.7, 14132.275, 14132.276, 14169.32, 14182, 14182.16, 15630, 15650, and 18969 of, and to repeal Section 4792.1 of, the Welfare and Institutions Code, to amend Section 1 of Chapter 357 of the Statutes of 2012, to amend Section 1 of Chapter 513 of the Statutes of 2012, to amend Section 1 of Chapter 541 of the Statutes of 2012, and to amend Section 2 of Chapter 719 of the Statutes of 2012, relating to maintenance of the codes.

Assembly Bill 567—An act to add Section 681.035 to, and repeal Section 703.120 of, the Code of Civil Procedure, relating to enforcement of judgments.

Assembly Bill 619—An act to amend Section 70377 of the Government Code, relating to court facilities.

Assembly Bill 848—An act to amend Sections 8700.5 and 8730 of the Family Code, relating to adoption.

REPORTS OF STANDING COMMITTEES

Committee on Education

Senate Chamber, April 8, 2013

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

SB 160 SB 173 SB 581 SB 696

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

LIU, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 160—An act to add Section 45304.5 to the Education Code, relating to classified school employees.

Bill read second time.

Senate Bill 173—An act to amend Sections 41976 and 84757 of the Education Code, relating to education funding.

Bill read second time.



Senate Bill 581—An act to amend Section 15286 of the Education Code, relating to school bonds.

Bill read second time.

Senate Bill 696—An act to amend Section 52052.9 of the Education Code, relating to school accountability.

Bill read second time.

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

Committee on Health

Senate Chamber, April 8, 2013

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

SB 117

SB 588

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

HERNANDEZ, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 117—An act to amend Sections 116275, 116475, and 116590 of, and to add Section 116276 to, the Health and Safety Code, relating to drinking water.

Bill read second time.

Senate Bill 588—An act to amend Sections 1158 and 1563 of the Evidence Code, relating to evidence.

Bill read second time.

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

Committee on Public Safety

Senate Chamber, April 8, 2013

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

SB 388

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

HANCOCK, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 388—An act to amend Section 3303 of the Government Code, relating to public safety officers.

Bill read second time.

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



Committee on Agriculture

Senate Chamber, April 8, 2013

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

SB 171

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

GALGIANI, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 171—An act to amend Sections 52256.5, 52288, and 52452 of the Food and Agricultural Code, relating to seed.

Bill read second time.

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

Committee on Education

Senate Chamber, April 8, 2013

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

SB 397

SB 687

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

LIU, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 397—An act to add and repeal Section 78016.7 of the Education Code, relating to the California Community Colleges.

Bill read second time.

Senate Bill 687—An act to amend Section 35021 of the Education Code, relating to school volunteers.

Bill read second time.

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

Committee on Energy, Utilities and Communications

Senate Chamber, April 8, 2013

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

SB 48

SB 418

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

PADILLA, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 48—An act to amend Section 854 of, and to add Sections 740.5 and 854.5 to, the Public Utilities Code, relating to energy.

Bill read second time.

Senate Bill 418—An act to add Section 1091.5 to the Public Utilities Code, relating to energy.

Bill read second time.

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

Committee on Human Services

Senate Chamber, April 8, 2013

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

SB 134

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

YEE, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 134—An act to add Section 18928 to the Welfare and Institutions Code, relating to public social services.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, April 8, 2013

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

SB 610

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

EVANS, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 610—An act to add Article 2.5 (commencing with Section 20016) to Chapter 5.5 of Division 8 of the Business and Professions Code, relating to franchises.

Bill read second time.

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



Committee on Governance and Finance

Date of Hearing, April 3, 2013

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

SB 328

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

WOLK, Chair

Above measure ordered to second reading.

Date of Hearing, April 3, 2013

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

SB 409

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

WOLK, Chair

Above measure ordered to second reading.

Date of Hearing, April 3, 2013

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

SB 470

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

WOLK, Chair

Above measure ordered to second reading.

Committee on Rules

Senate Chamber, April 8, 2013

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

SB 156

SB 631

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 156—An act relating to conservatorships.

Bill read second time.

Senate Bill 631—An act relating to health care.

Bill read second time.

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



MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 385** was withdrawn from the Committee on Governance and Finance and re-referred to the Committee on Rules;

SB 139 was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules;

SB 192 was withdrawn from the Committee on Human Services and re-referred to the Committee on Rules; and

SB 144 was withdrawn from the Committee on Public Safety and re-referred to the Committee on Rules.

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

Senate Joint Resolution 8—Relative to immigration.

Resolution read third time.

Amendments Adopted

Amendments to SJR 8 proposed by Senator Correa were read and adopted and the measure ordered printed, engrossed, and to second reading.

SENATE COMMITTEE ROLL CALLS**Committee on Appropriations**

SB 13—Do pass

AYES (7)—Senators De León, Gaines, Hill, Lara, Padilla, Steinberg, and Walters.

NOES (0)—None.

SB 59—Do pass as amended

AYES (7)—Senators De León, Gaines, Hill, Lara, Padilla, Steinberg, and Walters.

NOES (0)—None.

Date of Hearing: 4/8/2013

De León (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of William E. Dietzel of Fresno.

Senator De León requested that when the Senate adjourns this day it do so in memory of Elmo Gambarana of Los Angeles.

Senator Galgiani requested that when the Senate adjourns this day it do so in memory of Tabitha Gilchrease of Atlanta, Georgia.

Senator Huff requested that when the Senate adjourns this day it do so in memory of Former British Prime Minister Margaret Thatcher.



ADJOURNMENT

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, April 9, 2013.

PAULA K. ROSSETTO, Minute Clerk

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