

CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

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# SENATE DAILY JOURNAL

SIXTY-FIRST LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Monday, April 29, 2013

The Senate met at 12 p.m.  
Hon. Alex Padilla, of the 20th 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, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wolk, Wright, Wyland, and Yee—37.

Quorum present.

*(NOTE: Senator Liu will be excused this day on personal business.)*



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

*O Author of Life and Death,*

A wise man once gave this advice on how to experience the pilgrimage of life. He wrote:

“Live your life each day as you would climb a mountain. An occasional glance toward the summit keeps the goal in mind, but many beautiful scenes are to be observed from each new vantage point. Climb slowly, steadily, enjoying each passing moment; and the view from the summit will serve as a fitting climax for the journey.”<sup>1</sup>

May we always remember to stop and take in the view from where we are, and may we never be so intimidated by the distance between ourselves and the summit that we become too overwhelmed to continue.

May the Holy One bless us with strength and with stamina, with the courage to keep climbing higher, as well as with the ability to glory in the moment. And when the day comes that we stand at the summit of our lives, may we look at our journey with a sense of satisfaction and contentment. May this be God’s will.—AMEN.

<sup>1</sup>Harold Melchert

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, April 25, 2013

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

SCR 14

SCR 19

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measures ordered to unfinished business file.

**REPORTS OF STANDING COMMITTEES****Committee on Rules**

Senate Chamber, April 29, 2013

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

SB 243

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 243**—An act to amend Section 17070.15 of the Education Code, relating to school facilities.

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 29, 2013

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

SB 216

SB 458

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 216**—An act to add Section 18006 to the Government Code, relating to public employment.

Bill read second time.

**Senate Bill 458**—An act to add Section 186.34 to the Penal Code, relating to gangs.

Bill read second time.

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

**Committee on Natural Resources and Water**

Date of Hearing, April 23, 2013

Mr. President: The Committee on Natural Resources and Water, to which were referred:

SB 457

SB 665

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

PAVLEY, Chair

Above measures ordered to second reading.

Date of Hearing, April 23, 2013

Mr. President: The Committee on Natural Resources and Water, to which were referred:

SB 34

SB 511

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

PAVLEY, Chair

Above measures ordered to second reading.



**Committee on Judiciary**

Date of Hearing, April 23, 2013

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

SB 597

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

EVANS, Chair

Above measure ordered to second reading.

**Committee on Education**

Senate Chamber, April 29, 2013

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

SB 531

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 531**—An act to amend Sections 44936, 44938, 44939, 44944, and 44945 of, to add Section 44932.5 to, and to repeal Section 45047 of, the Education Code, relating to school employees.

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 22, 2013

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

SB 107

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

DE LEÓN, Chair

Above measure ordered to second reading.

**Committee on Judiciary**

Senate Chamber, April 29, 2013

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

SB 603

SB 661

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 603**—An act to amend Section 1950.5 of the Civil Code, relating to landlord and tenant.

Bill read second time.

**Senate Bill 661**—An act to amend Section 17533.7 of the Business and Professions Code, relating to advertising.

Bill read second time.

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

**Committee on Labor and Industrial Relations**

Date of Hearing, April 24, 2013

Mr. President: The Committee on Labor and Industrial Relations, to which was referred:

SB 256

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

LIEU, Chair

Above measure ordered to second reading.

**Committee on Rules**

Senate Chamber, April 29, 2013

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

SB 826

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 826**—An act relating to civil law.

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 29, 2013

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

SB 441

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 441**—An act to amend Sections 44500, 44661, 44662, and 44664 of the Education Code, relating to education employment.

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 29, 2013

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

SB 820

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 820**—An act to amend Sections 19821, 19876, 19912, and 19951 of the Business and Professions Code, to amend Sections 1916.12, 1918.5, and 5405 of the Civil Code, to amend Sections 14024, 14025, 14026, 14027, 14028, 14030.2, 14034, 14036, 14037, 14037.5, 14037.7, 14038, 14039, 14040, 14041, 14043, 14061, 14065, 14066, 14070, 14071, 14071.5, 14072, 14074, 14075, 14076, 14085, 14086, 29503, and 31004 of, and to amend the heading of Article 4 (commencing with Section 14025) of Chapter 1 of Part 5 of Division 3 of Title 1 of, the Corporations Code, to amend Sections 300, 301, 320, 326, 350, 353, 4805.055, 5104, 12003, 14003, 14200.1, 14200.2, 17002, 18002, 22005, 30002, 31055, and 50003 of, and to repeal and add Sections 351 and 371 of, the Financial Code, to amend Sections 8684.2, 11532, 11534, 11538, 11539, 11540, 11541, 11542, 11544, 11546, 11549, 11549.1, 11549.3, 12802.8, 13995.60, 13995.64.5, 13995.65.5, 13997.7, 14030, 14998.3, 14998.4, 14998.6, 14998.7, 15251, 15277, 53108.5, 53113, 53114, 53114.1, 53114.2, 53115, 53115.1, 53115.2, 53115.3, 53116, 53119, 53120, 53126.5, 53661, and 65040.12 of, and to amend the heading of Article 5 (commencing with Section 13995.50) of Chapter 1 of Part 4.7 of Division 3 of Title 2 of, and to repeal Section 13995.92 of, the Government Code, to amend Sections 71.4, 71.7, 72.6, 76.5, 76.6, 82, and 82.3 of the Harbors and Navigation Code, to amend Sections 40448.6 and 44272 of the Health and Safety Code, to amend Sections 326.3 and 326.5 of the Penal Code, to amend Section 25464 of the Public Resources Code, to amend Section 41136 of the Revenue and Taxation Code, and to amend Sections 335, 10200, 10202.5, and 15002 of the Unemployment Insurance Code, relating to state government, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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



Senate Chamber, April 25, 2013

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

SB 50

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

DE LEÓN, Chair

Above measure ordered to second reading.

Senate Chamber, April 25, 2013

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

SB 184

SB 357

SB 816

SCR 23

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.

Senate Chamber, April 25, 2013

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

SB 108

SB 333

SB 475

SB 662

SB 119

SB 435

SB 535

SB 667

SB 151

SB 442

SB 584

SB 679

SB 323

SB 445

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.

#### **Committee on Transportation and Housing**

Date of Hearing, April 23, 2013

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

SB 203

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

DESAULNIER, Chair

Above measure ordered to second reading.

Date of Hearing, April 23, 2013

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

SB 510

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

DESAULNIER, Chair

Above measure ordered to second reading.

**Committee on Judiciary**

Senate Chamber, April 29, 2013

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

SB 724

SB 750

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 724**—An act to add Section 1714.26 to the Civil Code, relating to liability.

Bill read second time.

**Senate Bill 750**—An act to add Chapter 2.5 (commencing with Section 1954.201) to Title 5 of Part 4 of Division 3 of the Civil Code, and to add Chapter 8.5 (commencing with Section 537) to Division 1 of the Water Code, relating to water.

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**

Date of Hearing, April 23, 2013

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

SB 61

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

HANCOCK, Chair

Above measure ordered to second reading.

**Committee on Rules**

Senate Chamber, April 29, 2013

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

SB 541

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 541**—An act to amend Section 2079.13 of the Civil Code, relating to real property.

Bill read second time.

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

**CONSIDERATION OF DAILY FILE****SECOND READING OF SENATE BILLS**

**Senate Bill 664**—An act to amend Sections 5348 and 5349 of the Welfare and Institutions Code, relating to mental health.

Bill read second time, ordered engrossed, and to third reading.

**Senate Bill 753**—An act to amend Section 8732 of, to add Section 8579 to, and to repeal and add Article 6 (commencing with Section 8700) of Chapter 3 of Part 4 of Division 5 of, the Water Code, relating to flood protection.

Bill read second time.

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

**Senate Bill 646**—An act to add Section 14105.195 to the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Senate Bill 124**—An act to amend Sections 4217.11 and 4217.16 of the Government Code, and to add Section 10780.6 to, and to add Article 7 (commencing with Section 10390) to Chapter 2 of Part 2 of Division 2 of, the Public Contract Code, relating to public contracts.

Bill read second time.

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

**Senate Bill 190**—An act to add Chapter 4.7 (commencing with Section 19750) to Division 8 of the Business and Professions Code, and to amend Sections 336.9 and 337a of the Penal Code, relating to gambling, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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



**Senate Bill 487**—An act to amend Sections 3700.1, 3701, 3701.3, 3701.5, 3701.7, 3701.8, 3702, 3702.5, 3702.8, 3702.10, 3741, 3742, 3744, 3745, and 3746 of, to amend, renumber, and add Section 3740 to, to amend, repeal, and add Section 3743 to, and to add Sections 3701.85 and 3742.5 to, the Labor Code, relating to workers' compensation insurance.

Bill read second time.

The amendments proposed by the Committee on Labor and Industrial Relations were read and adopted and the measure ordered printed, and re-referred to the Committee on Insurance.

**Senate Bill 760**—An act to add Section 40709.8 to the Health and Safety Code, relating to nonvehicular air pollution.

Bill read second time.

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

**Senate Bill 25**—An act to amend Sections 1140.4, 1164, 1164.3, and 1164.11 of the Labor Code, relating to employment.

Bill read second time, ordered engrossed, and to third reading.

#### **SECOND READING OF ASSEMBLY BILLS**

**Assembly Concurrent Resolution 29**—Relative to California Agriculture Day.

Resolution read second time and ordered to third reading.

#### **MOTION TO REFER MEASURE TO INACTIVE FILE**

Senator Corbett moved that **ACR 27** be placed on the inactive file.

Motion carried.

#### **CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS**

##### **Consideration of Governor's Appointments**

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

SHEILA S. LEE, Member, State Building Standards Commission.

ERICK MIKITEN, Member, State Building Standards Commission.

KENT K. SASAKI, Member, State Building Standards Commission.

STEVEN R. WINKEL, Member, State Building Standards Commission.

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

#### **Roll Call**

The roll was called and the appointments were confirmed by the following vote:

**AYES (36)**—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, Price, Roth, Steinberg, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

### **Consideration of Governor's Appointment**

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

BRUCE L. HOLADAY, Member, State Board of Education.

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

### **Roll Call**

The roll was called and the appointment was 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, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

### **THIRD READING OF SENATE BILLS**

**Senate Bill 371**—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator De León.

### **Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (34)—Senators 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, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wolk, Wright, and Yee.

NOES (3)—Senators Anderson, Nielsen, and Wyland.

### **Roll Call**

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

AYES (34)—Senators 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, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wolk, Wright, and Yee.

NOES (3)—Senators Anderson, Nielsen, and Wyland.

Bill ordered transmitted to the Assembly.



**Senate Concurrent Resolution 37**—Relative to Arthritis Awareness Month.

Resolution read third time and presented by Senator Beall.

**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 Bill 156**—An act to amend Section 2640 of the Probate Code, relating to conservatorships and guardianships.

Bill read third time and presented by Senator Beall.

**Roll Call**

The roll was called and the bill was passed 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.

Bill ordered transmitted to the Assembly.

**Senate Bill 346**—An act to amend Section 10850 of the Welfare and Institutions Code, relating to public social services.

Bill read third time and presented by Senator Beall.

**Roll Call**

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

AYES (26)—Senators Beall, Block, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Galgiani, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Lieu, Monning, Padilla, Pavley, Price, Roth, Steinberg, Wolk, Wright, and Yee.

NOES (11)—Senators Anderson, Berryhill, Cannella, Emmerson, Fuller, Gaines, Huff, Knight, Nielsen, Walters, and Wyland.

Bill ordered transmitted to the Assembly.

**Senate Bill 568**—An act to add Chapter 22.1 (commencing with Section 22580) to Division 8 of the Business and Professions Code, relating to the Internet.

Bill read third time and presented by Senator Steinberg.



**Roll Call**

The roll was called and the bill was passed 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.

Bill ordered transmitted to the Assembly.

**Senate Bill 130**—An act to amend Sections 868.5 and 868.8 of the Penal Code, relating to witnesses.

Bill read third time and presented by Senator Corbett.

**Roll Call**

The roll was called and the bill was passed 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.

Bill ordered transmitted to the Assembly.

**Senate Bill 668**—An act to add Section 12012.60 to the Government Code, relating to tribal gaming.

Bill read third time and presented by Senator Fuller.

**Roll Call**

The roll was called and the bill was passed 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.

Bill ordered transmitted to the Assembly.

**CONSENT CALENDAR**

**Senate Bill 819**—An act to amend Section 19605.74 of the Business and Professions Code, relating to horse racing.

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

*(NOTE: See Consent Calendar Roll Call)*

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

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

*(NOTE: See Consent Calendar Roll Call)*



**SPECIAL CONSENT CALENDAR**

**Senate Bill 106**—An act to amend Section 1451 of the Military and Veterans Code, relating to veterans.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 234**—An act to amend Sections 38603 and 38604 of, the Vehicle Code, relating to recreational off-highway vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read and adopted, bill passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 261**—An act to add Section 7114.2 to the Business and Professions Code, relating to contractors.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 270**—An act to add Section 106.5 to the Labor Code, relating to employment.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 303**—An act to amend Sections 25905, 25915, 25920, and 25925 of the Penal Code, relating to peace officers.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 328**—An act to add and repeal Section 20146 of the Public Contract Code, relating to public works contracts.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 378**—An act to amend Section 452.5 of the Evidence Code, relating to evidence.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 815**—An act to amend Sections 699.5, 721, 951, 952, 970, 971, 981.2, 981.3, 1012.2, 1025, and 1026 of the Military and Veterans Code, relating to veterans.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 246**—An act to repeal Part 9.2 (commencing with Section 33300) of Division 12 of the Water Code, and to amend Sections 1, 2, 12, and 15 of, to amend and renumber Sections 5, 7, 8, 10, 11, 23, 25, 26, 27,



28, 29, 30, 31, 32, 33, 34, 35, 42, 48, 50, 52, 53, 53.1, 53.2, and 54 of, to add Sections 8, 10, 11, and 30 to, to repeal Sections 3, 15.1, 15.2, 15.3, 16, 17, 18, 19.5, 21, 22, 36, 40, 41, 45, 46, 49, and 51 of, and to repeal and add Sections 9, 13, and 14 of, the Bighorn-Desert View Water Agency Law (Chapter 1175 of the Statutes of 1969), relating to water districts.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 692**—An act to amend Sections 6588, 53313, 53316.2, 53317, 53328.1, 53340, 53350, and 53363.9 of, and to add Section 53357.1 to, the Government Code, relating to local government.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 31**—An act to amend Section 5272 of the Business and Professions Code, relating to outdoor advertising.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 609**—An act to amend Sections 9714, 9714.5, and 9732 of the Welfare and Institutions Code, relating to public social services.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 721**—An act to amend Section 19549.12 of, and to repeal Section 19614.5 of, the Business and Professions Code, relating to horse racing.

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

*(NOTE: See Consent Calendar Roll Call)*

**Senate Bill 581**—An act to amend Sections 15280 and 15286 of the Education Code, relating to school bonds.

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

*(NOTE: See Consent Calendar Roll Call)*

#### **Consent Calendar Roll Call**

The roll was called and the above measures on the Consent Calendar passed by the following vote:

AYES (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.



**THIRD READING OF ASSEMBLY BILLS**

**Assembly Concurrent Resolution 42**—Relative to Family Business Day.

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.

**RECESS**

At 12:44 p.m., the Senate recessed in order to convene in First Extraordinary Session.

**REASSEMBLED**

At 12:50 p.m., the Senate reconvened.

Hon. Alex Padilla, of the 20th District, presiding.

**LEAVES OF ABSENCE FOR THE DAY**

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

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

At 12:52 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 30, 2013.

Motion carried.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, April 29, 2013

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

AB 34	AB 290	AB 545	AB 1057
AB 240	AB 400	AB 790	AB 1029
AB 258	AB 541	AB 917	





Assembly Chamber, April 29, 2013

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

AJR 6

Assembly Chamber, April 29, 2013

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

AB 113

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 34**—An act to amend Section 5024.6 of, and to add Section 5029.6 to, the Public Resources Code, relating to historical resources.

**Assembly Bill 240**—An act to add Section 14304 to the Corporations Code, to amend Section 116755 of the Health and Safety Code, and to add Section 10531.5 to the Water Code, relating to mutual water companies.

**Assembly Bill 258**—An act to add Section 11019.11 to the Government Code, relating to state agencies.

**Assembly Bill 290**—An act to amend Sections 1596.865, 1596.866, and 1596.8661 of the Health and Safety Code, relating to child day care.

**Assembly Bill 400**—An act to add Sections 336.7 and 9011.5 to the Elections Code, relating to petitions.

**Assembly Bill 541**—An act to add and repeal Section 25354 of the Vehicle Code, relating to buses.

**Assembly Bill 545**—An act to amend Section 362.7 of the Welfare and Institutions Code, relating to juveniles.

**Assembly Bill 790**—An act to amend Section 11166 of the Penal Code, relating to child abuse.

**Assembly Bill 917**—An act to amend Section 47605 of the Education Code, relating to charter schools.

**Assembly Bill 1057**—An act to add Section 114.5 to the Business and Professions Code, relating to professions and vocations.

**Assembly Bill 1029**—An act to amend Section 16350 of the Probate Code, relating to trusts and estates.

**Assembly Joint Resolution 6**—Relative to unmanned aircraft systems.



**REPORTS OF STANDING COMMITTEES****Committee on Insurance**

Date of Hearing, April 24, 2013

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

SB 36

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

CALDERON, Chair

Above measure ordered to second reading.

**Committee on Rules**

State Capitol, April 29, 2013

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

**Education**—SB 69.**Judiciary**—SB 364, SB 738.**Committee on Judiciary**

Date of Hearing, April 23, 2013

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

SB 501

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

EVANS, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Date of Hearing, April 29, 2013

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

SB 562

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

DE LEÓN, Chair

Above measure ordered to second reading.

Date of Hearing, April 29, 2013

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

SB 250

SB 299

SB 341

SB 455

SB 599

SB 670

Reports the same back with the recommendation: Do pass.

DE LEÓN, Chair

Above bills ordered to second reading.



**Committee on Governance and Finance**

Date of Hearing, April 24, 2013

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

SB 284

SB 376

SB 732

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 measures ordered to second reading.

Senate Chamber, April 29, 2013

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

SB 434

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

WOLK, Chair

**Second Reading of Bills—Author's Amendments**

**Senate Bill 434**—An act to amend and repeal Sections 17053.34, 17053.46, 17053.47, 17053.74, 23622.7, 23622.8, 23634, and 23646 of, to add Section 41 to, and to add and repeal Sections 17053.90 and 23690 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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 29, 2013

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

SB 781

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 781**—An act to amend Section 1245.060 of the Code of Civil Procedure, relating to civil actions.

Bill read second time.

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



**Committee on Education**

Date of Hearing, April 24, 2013

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

SB 576

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

LIU, Chair

Above measure ordered to second reading.

**Committee on Health**

Date of Hearing, April 24, 2013

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

SB 746

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

HERNANDEZ, Chair

Above measure ordered to second reading.

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Joint Resolution 11:** By Senator DeSaulnier—Relative to housing with services.

**MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 313** was withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules;

**SB 738** was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules; and

**SJR 9** was withdrawn from the Committee on Governance and Finance and re-referred to the Committee on Rules.

**SENATE COMMITTEE ROLL CALLS****Committee on Appropriations****SB 236**—Do pass as amended

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

NOES (0)—None.

**SB 250**—Do pass

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

NOES (0)—None.



**SB 299—Do pass**

AYES (5)—Senators De León, Hill, Lara, Padilla, and Steinberg.

NOES (2)—Senators Gaines and Walters.

**SB 341—Do pass**

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

NOES (0)—None.

**SB 455—Do pass**

AYES (5)—Senators De León, Hill, Lara, Padilla, and Steinberg.

NOES (2)—Senators Gaines and Walters.

**SB 562—Do pass as amended**

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

NOES (0)—None.

**SB 599—Do pass**

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

NOES (0)—None.

**SB 670—Do pass**

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

NOES (0)—None.

Date of Hearing: 4/29/2013

De León (Chair)

**Committee on Budget and Fiscal Review****SB 144—Do pass**

AYES (5)—Senators Anderson, Berryhill, Emmerson, Nielsen, and Wyland.

NOES (9)—Senators Beall, DeSaulnier, Hancock, Jackson, Leno, Monning, Price, Roth, and Wolk.

Failed Passage

Date of Hearing: 4/29/2013

Leno (Chair)

**REQUEST TO ADJOURN IN MEMORIAM**

Senator Wolk requested that when the Senate adjourns this day it do so in memory of Sgt. David Robert Fernandez of Fairfield.

**ADJOURNMENT**

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

PAULA K. ROSSETTO, Minute Clerk

