

## CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

---

---

# SENATE DAILY JOURNAL

SIXTY-FIFTH LEGISLATIVE DAY

---

## IN SENATE

---

Senate Chamber, Sacramento  
Monday, May 6, 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, 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, and Wyland—36.

Quorum present.

(NOTE: Senators Berryhill and Yee will be excused this day due to illness.)



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

*Creator of the universe,*

You delight in diversity. By looking at the world around us we can see the beauty of Your varied creations in nature and in humanity.

You created each of us in Your image, each of us a unique reflection of the holy and the good. It was once said that diversity is the one true thing we all have in common.

We pray to the Holy One, the Creator of us all, to grant us the ability to appreciate and learn from our differences. May the blessings that we each bring strengthen our nation, enrich our communities, and inspire us as we go about our daily tasks.

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.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, May 2, 2013

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

ACR 32

E. DOTSON WILSON, Chief Clerk of the Assembly

**FIRST READING OF ASSEMBLY MEASURES**

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

**Assembly Concurrent Resolution 32**—Relative to Building and Safety Month.

**REPORTS OF STANDING COMMITTEES****Committee on Elections and Constitutional Amendments**

Date of Hearing, April 30, 2013

Mr. President: The Committee on Elections and Constitutional Amendments, to which was referred:

SB 267

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

CORREA, Chair

Above measure ordered to second reading.

**Committee on Public Safety**

Date of Hearing, April 30, 2013

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

SB 244

SB 606

SB 644



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 measures ordered to second reading.

Date of Hearing, April 30, 2013

Mr. President: The Committee on Public Safety, to which was referred:  
SB 298

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

HANCOCK, Chair

Above measure ordered to second reading.

Date of Hearing, April 30, 2013

Mr. President: The Committee on Public Safety, to which were referred:  
SB 57                      SB 326                      SB 782

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 measures ordered to second reading.

### **Committee on Appropriations**

Senate Chamber, May 2, 2013

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

SB 142

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, May 6, 2013

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

SB 193	SB 496	SB 585	SB 695
SB 242	SB 533	SB 673	SB 776
SB 288	SB 534		

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, May 2, 2013

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

SB 220	SB 447	SB 814	SB 818
SB 411	SB 563	SB 817	SB 820
SB 427	SB 807		

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, May 6, 2013

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

SB 27

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 27**—An act to amend Section 9084 of the Elections Code, and to amend Sections 82015 and 88001 of, and to add Sections 84222 and 84223 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

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

**Committee on Public Safety**

Date of Hearing, April 30, 2013

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

SB 295

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 Appropriations**

Senate Chamber, May 6, 2013

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

SB 2



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 2**—An act to amend Sections 84101, 84102, 84103, 84107, 84200, 84200.6, 84202.3, 84215, 84218, 84252, 84305.5, 84503, 84504, 84506, 84506.5, 84508, 84509, 84510, 85701, 85704, 90002, 90003, and 91013 of, to add Sections 84200.1, 84202.8, 84202.9, and 84503.5 to, to repeal Sections 84200.7, 84200.8, 84202.5, and 84202.7 of, and to repeal and add Section 84200.5 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

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

**Committee on Human Services**

Senate Chamber, May 6, 2013

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

SB 572

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 572**—An act to amend Section 110032 of the Government Code, relating to public employment.

Bill read second time.

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

**Committee on Environmental Quality**

Date of Hearing, May 1, 2013

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

SB 659

SB 731

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

HILL, Chair

Above measures ordered to second reading.



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

**Senate Bill 55**—An act to add Chapter 5.1 (commencing with Section 23710) to Division 11.5 of the Vehicle Code, relating to ignition interlock devices.

Bill read second time.

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

**Senate Bill 18**—An act to amend Section 127660 of the Health and Safety Code, relating to health care.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 540**—An act to add Section 52377.3 to the Education Code, relating to career technical education.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 681**—An act to amend Section 20652 of the Public Contract Code, relating to public postsecondary education.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 150**—An act to amend Section 76140 of the Education Code, relating to pupils.

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

**Senate Bill 495**—An act to add Sections 89528.5 and 92612.5 to the Education Code, relating to postsecondary education employees.

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

**Senate Bill 552**—An act to amend Section 51220 of the Education Code, relating to pupil instruction.

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

**Senate Bill 198**—An act to amend Sections 2071, 2603, 2604, 2607, 2607.5, 2608, 2608.5, 2611, 2612, 2614, 2615, 2620, 2620.7, 2621, 2630, 2636, 2636.5, 2638, 2651, 2660, 2660.2, 2660.3, 2660.5, 2661, 2661.7, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2672, and 2682 of, to amend the headings of Article 1 (commencing with Section 2600) of, and Article 2 (commencing with Section 2620) of, Chapter 5.7 of Division 2 of, to amend and renumber Section 2676 of, to amend and renumber the headings of Article 4 (commencing with Section 2650) of, Article 5 (commencing with Section 2660) of, Article 5.5 (commencing with Section 2662) of, Article 6 (commencing with Section 2670) of, Article 7 (commencing with Section 2680) of, and Article 8 (commencing with Section 2690) of, Chapter 5.7 of Division 2 of, to add Sections 2603.5, 2605, 2620.2, 2623, 2630.3, 2630.4, 2630.5, 2633.5, 2633.7, 2639.1, 2654, 2660.4, and 2660.8 to, to add the heading of Article 3 (commencing with Section 2635) to, and to add Article 4 (commencing with Section 2644) to, Chapter 5.7 of



Division 2 of, to repeal Sections 2604.5, 2609, 2632, 2640, 2650.1, 2650.2, 2652, 2683, 2684, and 2685 of, to repeal the headings of Article 3 (commencing with Section 2630) of, and Article 6.5 (commencing with Section 2676) of, and to repeal Article 4.5 (commencing with Section 2655) of, Chapter 5.7 of Division 2 of, and to repeal and add Sections 2601, 2622, 2639, 2650, and 2653 of, the Business and Professions Code, and to amend Sections 12529 and 12529.5 of the Government Code, relating to physical therapy, and making an appropriation therefor.

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.

**Senate Bill 484**—An act to amend Sections 22251, 22255, 22256, and 22259 of, and to add Sections 22251.1, 22251.2, 22251.3, 22253.1.5, 22253.3, and 22253.4, to, the Business and Professions Code, relating to business.

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.

**Senate Bill 676**—An act to amend Section 10148 of the Business and Professions Code, relating to real estate.

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.

**Senate Bill 633**—An act to amend Section 21166 of, and to add Section 21084.2 to, the Public Resources Code, relating to environmental quality.

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 658**—An act to amend Section 8 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to water quality, and declaring the urgency thereof, to take effect immediately.

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

**Senate Bill 811**—An act to add Section 103.1 to the Streets and Highways Code, relating to transportation.

Bill read second time.

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



**Senate Bill 448**—An act to add Section 25356.5 to the Public Resources Code, relating to energy.

Bill read second time.

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

**Senate Bill 754**—An act to amend Sections 21082.1, 21083.2, 21094, and 21094.5 of, and to add Section 21168.10 to, the Public Resources Code, relating to environmental quality.

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 467**—An act to amend Section 1524.2 of, and to add Sections 1524.4, 1524.5, 1524.6, and 1524.7 to, the Penal Code, relating to privacy.

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

### **CONSENT CALENDAR**

#### **Objection Raised**

Senator Cannella objected to **SB 757** being on the Special Consent Calendar.

The President ordered the above measure placed on the third reading file.

### **UNFINISHED BUSINESS**

#### **Consideration of Appointments by the Governor**

##### **Division of Question Demanded**

Senator Nielsen demanded that the question be divided and that the confirmation of the appointments of:

MARISELA MONTES, Member, Board of Parole Hearings

ALI ZARRINNAM, Member, Board of Parole Hearings

be taken up individually.

Motion carried.

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

**Senate Bill 426**—An act to amend Sections 580b and 580d of the Code of Civil Procedure, relating to deficiency judgments.

Bill read third time and presented by Senator Corbett.

The roll was called.

### **CALL OF THE SENATE**

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

Motion carried.





**THIRD READING OF SENATE BILLS (RESUMED)**

**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 third time and presented by Senator Steinberg.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 445**—An act to amend Section 4121 of the Business and Professions Code, relating to pharmacy.

Bill read third time and presented by Senator Price.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 599**—An act to amend Sections 47021 and 47026 of, to amend the heading of Article 4 (commencing with Section 47025) of Chapter 10.5 of Division 17 of, and to add the heading of Article 3.5 (commencing with Section 47022) to Chapter 10.5 of Division 17 of, the Food and Agricultural Code, relating to direct marketing of agricultural products.

Bill read third time and presented by Senator Evans.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 823**—An act to amend Sections 5092, 5093, and 5094.3 of the Business and Professions Code, relating to accountancy, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Price.

**Urgency Clause**

Urgency clause read.

The roll was called.



**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Joint Resolution 9**—Relative to the Startup Act 3.0.

Resolution read third time and presented by Senator Huff.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 196**—An act to amend Section 798.40 of the Civil Code and to amend Section 739.5 of the Public Utilities Code, relating to utility rates.

Bill read third time and presented by Senator Cannella.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 613**—An act to amend Sections 30951 and 30959 of the Streets and Highways Code, relating to toll bridges.

Bill read third time and presented by Senator DeSaulnier.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 162**—An act to add Section 2690.5 to the Penal Code, relating to prisoners.

Bill read third time and presented by Senator Lieu.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



**UNFINISHED BUSINESS (RESUMED)****Consideration of Governor's Appointment**

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

LEAH M. BREW PH.D., Member, Board of Behavioral Sciences.

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

NOES (0)—None.

**Consideration of Governor's Appointments**

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

DEBORAH N. BROWN, Member, Board of Behavioral Sciences.

EILEEN J. COLAPINTO, Member, Board of Behavioral Sciences.

ELIZABETH CONNOLLY, Member, Board of Behavioral Sciences.

RIMA BARKETT, Member, California Exposition and State Fair Board of Directors.

DAVID I. MALLEL, Member, California Exposition and State Fair Board of Directors.

KENNETH M. NELSON, Member, California Exposition and State Fair Board of Directors.

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

NOES (0)—None.



**Senator Jackson Presiding****THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 341**—An act to amend Section 34176 of, and to add Section 34176.1 to, the Health and Safety Code, relating to redevelopment.

Bill read third time and presented by Senator DeSaulnier.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 191**—An act to amend Section 76000.5 of the Government Code, and to amend Section 1797.98a of the Health and Safety Code, relating to emergency medical services.

Bill read third time and presented by Senator Padilla.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 311**—An act to amend Sections 1415, 9255, and 9260 of the Elections Code, and to amend Sections 34457 and 34458 of the Government Code, relating to elections.

Bill read third time and presented by Senator Padilla.

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**Senator Padilla Presiding****THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Concurrent Resolution 39**—Relative to peace officers.

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 (34)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno,



Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 426)**

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

**Roll Call**

The names of the absentees were called and SB 426 was passed by the following vote:

AYES (23)—Senators Beall, Block, Calderon, Corbett, De León, DeSaulnier, Evans, Galgiani, Hancock, Hernandez, Hill, Hueso, Jackson, Leno, Lieu, Liu, Monning, Padilla, Pavley, Price, Roth, Steinberg, and Wright.

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

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 25)**

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

**Roll Call**

The names of the absentees were called and SB 25 was passed by the following vote:

AYES (23)—Senators Beall, Block, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Hill, Hueso, Jackson, Leno, Lieu, Liu, Monning, Padilla, Pavley, Price, Roth, Steinberg, and Wright.

NOES (10)—Senators Anderson, Cannella, Emmerson, Fuller, Gaines, Huff, Knight, Nielsen, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 445)**

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

**Roll Call**

The names of the absentees were called and SB 445 was passed by the following vote:

AYES (25)—Senators Beall, Block, Calderon, Corbett, Correa, De León, DeSaulnier, Evans, Galgiani, Hancock, Hernandez, Hill, Hueso,



Jackson, Leno, Lieu, Liu, Monning, Padilla, Pavley, Price, Roth, Steinberg, Wright, and Wyland.

NOES (9)—Senators Anderson, Cannella, Emmerson, Fuller, Gaines, Huff, Knight, Nielsen, and Walters.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 599)**

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

**Roll Call**

The names of the absentees were called and SB 599 was passed by the following vote:

AYES (34)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 823)**

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

**Urgency Clause**

The names of the absentees were called and the urgency clause to SB 823 was adopted by the following vote:

AYES (34)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (0)—None.

**Roll Call**

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

AYES (34)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SJR 9)**

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

**Roll Call**

The names of the absentees were called and SJR 9 was adopted by the following vote:

AYES (34)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (0)—None.

Above resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 196)**

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

**Roll Call**

The names of the absentees were called and SB 196 was passed by the following vote:

AYES (34)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 613)**

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

**Roll Call**

The names of the absentees were called and SB 613 was passed by the following vote:

AYES (35)—Senators Anderson, Beall, 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, Wright, and Wyland.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 162)**

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

**Roll Call**

The names of the absentees were called and SB 162 was passed by the following vote:

AYES (35)—Senators Anderson, Beall, 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, Wright, and Wyland.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 341)**

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

**Roll Call**

The names of the absentees were called and SB 341 was passed by the following vote:

AYES (34)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 191)**

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

**Roll Call**

The names of the absentees were called and SB 191 was passed by the following vote:

AYES (33)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Walters, Wright, and Wyland.

NOES (1)—Senator Gaines.

Above bill ordered transmitted to the Assembly.





**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 311)**

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

**Roll Call**

The names of the absentees were called and SB 311 was passed by the following vote:

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

NOES (9)—Senators Anderson, Cannella, Emmerson, Gaines, Huff, Knight, Nielsen, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

**THIRD READING OF ASSEMBLY BILLS**

**Assembly Concurrent Resolution 44**—Relative to National Day of Silence.

Resolution read third time and presented by Senator Galgiani.

**Roll Call**

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

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

NOES (1)—Senator Anderson.

Resolution ordered transmitted to the Assembly.

**SPECIAL CONSENT CALENDAR**

**Senate Bill 50**—An act to amend, repeal, and add Sections 741 and 742 of the Public Utilities Code, relating to telecommunications.

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

*(NOTE: See Special Consent Calendar Roll Call)*

**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.

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

*(NOTE: See Special Consent Calendar Roll Call)*

**Senate Bill 442**—An act to amend Sections 7096, 9274, 30459.4, 32474, 40214, 41174, 43525, 45870, 46625, 50156.14, 55335, and 60633.1 of the Revenue and Taxation Code, relating to taxation.

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

*(NOTE: See Special Consent Calendar Roll Call)*



**Senate Bill 584**—An act to amend Section 14502.1 of the Education Code, relating to school facilities.

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

*(NOTE: See Special Consent Calendar Roll Call)*

**Senate Bill 679**—An act to amend Sections 6770, 6770.1, 6770.2, 8776, 8776.1, and 8776.2 of the Business and Professions Code, relating to licensees.

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

*(NOTE: See Special Consent Calendar Roll Call)*

**Senate Bill 562**—An act to amend Section 1657 of the Business and Professions Code, relating to dentists.

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

*(NOTE: See Special Consent Calendar Roll Call)*

**Senate Concurrent Resolution 8**—Relative to Prescription Drug Abuse Awareness Month.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

*(NOTE: See Special Consent Calendar Roll Call)*

**Senate Concurrent Resolution 14**—Relative to California Library Week.

The Senate concurred in Assembly amendments, and the measure ordered enrolled.

*(NOTE: See Special Consent Calendar Roll Call)*

**Senate Bill 578**—An act to amend Section 4982 of the Business and Professions Code, relating to healing arts.

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

*(NOTE: See Special Consent Calendar Roll Call)*

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

Resolution read, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Special Consent Calendar Roll Call)*

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

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

AYES (32)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Knight, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Wright, and Wyland.

NOES (0)—None.



**LEAVES OF ABSENCE FOR THE DAY**

The following Senators were granted leaves of absence for the day due to illness: Senators Berryhill and Yee.

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

At 1:31 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, May 7, 2013.

Motion carried.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, May 6, 2013

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

AB 388	AB 447	AB 506	AB 804
AB 1215	AB 434	AB 916	AB 1402

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 388**—An act to amend Section 78211.5 of the Education Code, relating to community colleges.

**Assembly Bill 447**—An act to amend Section 72023.5 of the Education Code, relating to community colleges.

**Assembly Bill 506**—An act to amend Section 121020 of the Health and Safety Code, relating to public health.

**Assembly Bill 804**—An act to amend Section 14105.45 of the Welfare and Institutions Code, relating to Medi-Cal.

**Assembly Bill 1215**—An act to amend Sections 1204 and 1209 of the Business and Professions Code, relating to clinical laboratories.

**Assembly Bill 434**—An act to amend Section 402.5 of the Corporations Code, relating to corporations.

**Assembly Bill 916**—An act to amend Section 651 of the Business and Professions Code, relating to healing arts.

**Assembly Bill 1402**—An act to amend Section 6213 of the Business and Professions Code, relating to attorneys.



**REPORTS OF STANDING COMMITTEES****Committee on Judiciary**

Senate Chamber, May 6, 2013

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

AB 1167

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**

**Assembly Bill 1167**—An act to amend Section 687.010 of the Code of Civil Procedure, relating to civil procedure.

Bill read second time.

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

Date of Hearing, April 30, 2013

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

SB 526

SB 720

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.

EVANS, Chair

Above measures ordered to second reading.

**Committee on Business, Professions and Economic Development**

Date of Hearing, April 29, 2013

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

SB 306

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

PRICE, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Date of Hearing, May 6, 2013

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

SB 116

SB 129

SB 340

SB 379

SB 390

SB 400

SB 479

SB 760

SB 771



Reports the same back with the recommendation: Do pass.

DE LEÓN, Chair

Above bills ordered to second reading.

**Committee on Judiciary**

Date of Hearing, April 30, 2013

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

SB 155	SB 364	SB 666	SB 686
SB 222	SB 516	SB 669	SB 738
SB 318	SB 648		

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 measures ordered to second reading.

**Committee on Governmental Organization**

Senate Chamber, May 6, 2013

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

AB 44

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

WRIGHT, Chair

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

**Assembly Bill 44**—An act to amend Section 4104 of the Public Contract Code, relating to public contracts.

Bill read second time.

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

**Committee on Health**

Date of Hearing, May 1, 2013

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

SB 488

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

HERNANDEZ, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, May 6, 2013

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

SB 127

SB 619



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 127**—An act to amend Section 8105 of the Welfare and Institutions Code, relating to firearms.

Bill read second time.

**Senate Bill 619**—An act to add Section 33319.4 to the Education Code, and to amend Section 19995 of the Government Code, relating to state employees.

Bill read second time.

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

**Committee on Environmental Quality**

Date of Hearing, May 1, 2013

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

SB 4

SB 395

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

HILL, Chair

Above measures ordered to second reading.

**Committee on Governance and Finance**

Date of Hearing, May 1, 2013

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

SB 777

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

WOLK, Chair

Above measure ordered to second reading.

**Committee on Education**

Date of Hearing, April 24, 2013

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

SB 714

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

LIU, Chair

Above measure ordered to second reading.



**Committee on Business, Professions and Economic Development**

Date of Hearing, May 6, 2013

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

SB 465

Reports the same back with the recommendation: Do pass.

PRICE, Chair

Above bill ordered to second reading.

Date of Hearing, May 6, 2013

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

SB 243

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

PRICE, Chair

Above measure ordered to second reading.

**Committee on Energy, Utilities and Communications**

Date of Hearing, April 30, 2013

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

SB 39

SB 454

SB 740

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

PADILLA, Chair

Above measures ordered to second reading.

**Committee on Governance and Finance**

Date of Hearing, May 1, 2013

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

SB 241

SB 355

SB 425

SB 434

SB 571

SB 758

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.

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Concurrent Resolution 40:** By Senator Hueso—Relative to Korean War Armistice Day.

**Senate Concurrent Resolution 41:** By Senators Huff, Cannella, and Fuller (Principal coauthor: Assembly Member Jones) (Coauthor: Assembly Member Logue)—Relative to Motorcycle Awareness Month.

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

Without objection, **AB 701** was withdrawn from the Committee on Governance and Finance and re-referred to the Committee on Rules.

**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **SB 595** and **SB 717** were withdrawn from Committee and placed on second reading.

**SENATE COMMITTEE ROLL CALLS**

**Committee on Appropriations**

**SB 28**—Do pass as amended

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

NOES (0)—None.

**SB 116**—Do pass

AYES (6)—Senators De León, Hill, Lara, Padilla, Steinberg, and Walters.

NOES (0)—None.

**SB 129**—Do pass

AYES (6)—Senators De León, Hill, Lara, Padilla, Steinberg, and Walters.

NOES (1)—Senator Gaines.

**SB 340**—Do pass

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

NOES (2)—Senators Gaines and Walters.

**SB 379**—Do pass

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

NOES (0)—None.

**SB 390**—Do pass

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

NOES (2)—Senators Gaines and Walters.

**SB 400**—Do pass

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

NOES (2)—Senators Gaines and Walters.

**SB 458**—Do pass as amended

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

NOES (0)—None.





**SB 479—Do pass**

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

NOES (0)—None.

**SB 760—Do pass**

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

NOES (0)—None.

**SB 771—Do pass**

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

NOES (0)—None.

Date of Hearing: 5/6/2013

De León (Chair)

**Committee on Business, Professions and Economic Development****SB 243—Do pass as amended**

AYES (9)—Senators Block, Corbett, Emmerson, Galgiani, Hernandez, Hill, Padilla, Price, and Wyland.

NOES (0)—None.

**SB 465—Do pass**

AYES (9)—Senators Block, Corbett, Emmerson, Galgiani, Hernandez, Hill, Padilla, Price, and Wyland.

NOES (0)—None.

Date of Hearing: 5/6/2013

Price (Chair)

**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of Walter Gamoian of Selma.

Senator DeSaulnier requested that when the Senate adjourns this day it do so in memory of Mary W. Filson of Danville, David Zuckerman of Concord, and Susan Gassett Bigham of Walnut Creek.

Senator Nielsen requested that when the Senate adjourns this day it do so in memory of Cpt. Reid K. Nishizuka of Kailua, Hawaii and SSgt. Richard A. Dickson of Rancho Cordova.

Senator Monning requested that when the Senate adjourns this day it do so in memory Robert E. Kohn of Carmel.



**ADJOURNMENT**

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, May 7, 2013.

PAULA K. ROSSETTO, Minute Clerk

O

└