

## CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

---

---

# SENATE DAILY JOURNAL

NINETY-FIFTH LEGISLATIVE DAY

---

## IN SENATE

---

Senate Chamber, Sacramento  
Monday, June 24, 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, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Torres, Walters, Wolk, Wright, Wyland, and Yee—39.

Quorum present.



**PRAYER**

Upon invitation of the President, the following prayer was offered by Rev. Stephen Gilbert, Hospice Chaplain, Interim Healthcare Hospice of Sacramento:

Good morning.

Let's pray.

*Holy one*, within whom we all live, move and have our being, may our hearts be touched by the people that have allowed us to work within this chamber, our constituents, those people of California that we are here to represent.

May we look to these people as our inspiration and as our pole-star in the decisions we make. And within ourselves, may we work from a place of compassion for our fellow human beings, from all walks of life, culture, status and opinion. Help us see that our differences need not divide us, and that they can enrich us. May we recognize that, while there are differences among us, there is more about each of us that can unite all of us.

Within ourselves, may we find the wisdom to listen well; listening not to corroborate our own views, but to expand them; listening for the meaning behind words and actions; listening to the good, the holy and the beautiful that lives in the hearts of us all. And from our listening well, may we find understanding of each other, allowing that understanding to inform our work. And, today may we come from our hearts, humble, merciful, honest and passionate about the privilege we have been afforded by the people of our wonderful state.

God bless California. God bless you.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, June 20, 2013

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

SCR 30

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measure ordered to unfinished business file.

**REPORTS OF STANDING COMMITTEES****Committee on Public Safety**

Date of Hearing, June 18, 2013

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

AB 339



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 Judiciary**

Senate Chamber, June 24, 2013

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

AB 502

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 502**—An act to amend Section 3343.5 of the Civil Code, to amend Sections 481.207, 481.220, 680.340, 680.350, and 697.530 of the Code of Civil Procedure, to amend Sections 9102, 9105, 9307, 9311, 9316, 9317, 9326, 9406, 9408, 9503, 9507, 9515, 9516, 9518, 9521, 9607, and 10103 of, and to add Chapter 8 (commencing with Section 9801) to Division 9 of, the Commercial Code, to amend Section 21855 of the Food and Agricultural Code, and to amend Sections 504b and 574 of the Penal Code, relating to secured transactions, and making an appropriation therefor.

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, June 24, 2013

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

AB 199

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**

**Assembly Bill 199**—An act to add Chapter 7 (commencing with Section 58595) to Part 1 of Division 21 of the Food and Agricultural Code, relating to institutional purchasers of agricultural products.

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, June 24, 2013

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

AB 1336

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 1336**—An act to amend Sections 1741, 1771.2, and 1776 of the Labor Code, relating to public works.

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, June 18, 2013

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

AB 610

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.

Senate Chamber, June 24, 2013

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

AB 4

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**

**Assembly Bill 4**—An act to add Chapter 17.1 (commencing with Section 7282) to Division 7 of Title 1 of the Government Code, 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.

Date of Hearing, June 18, 2013

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

AB 703



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 Judiciary**

Senate Chamber, June 24, 2013

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

AB 477

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 477**—An act to add Section 1208 to the Civil Code, to add Section 8215 to the Government Code, and to add Section 15630.2 to the Welfare and Institutions Code, relating to elder and dependent adult abuse.

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**

Senate Chamber, June 24, 2013

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

AB 48

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**

**Assembly Bill 48**—An act to amend Sections 16740, 16890, 32310, and 32390 of, and to add Sections 16740.5, 30327, and 32311 to, the Penal Code, and to amend Sections 8100, 8102, 8103, 8104, and 8105 of the Welfare and Institutions Code, relating to firearms.

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, June 19, 2013

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

AB 26



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

HILL, Chair

Above measure ordered to second reading.

**Committee on Energy, Utilities and Communications**

Senate Chamber, June 24, 2013

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

AB 1131

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**

**Assembly Bill 1131**—An act to amend Sections 26070, 26073, 26080, and 26081 of the Public Resources Code, relating to energy, and making an appropriation therefor.

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, June 24, 2013

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

AB 93

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**

**Assembly Bill 93**—An act relating to the Budget Act of 2013.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 93 pursuant to Joint Rule 58.

SENATOR LENO

**Permission of Rules Committee**

Senate Chamber, June 24, 2013

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 93.

STEINBERG, Chair

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



**Committee on Banking and Financial Institutions**

Date of Hearing, June 19, 2013

Mr. President: The Committee on Banking and Financial Institutions, to which was referred:

AB 1091

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.

Date of Hearing, June 19, 2013

Mr. President: The Committee on Banking and Financial Institutions, to which was referred:

AB 1169

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

CORREA, Chair

Above measure ordered to second reading.

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

Senate Chamber, June 24, 2013

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

AB 186

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

LIEU, Chair

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

**Assembly Bill 186**—An act to amend Section 115.5 of the Business and Professions Code, relating to professions and vocations, and making an appropriation therefor.

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, June 24, 2013

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

AB 868

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, June 24, 2013

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

AB 11	AB 400	AB 528	AB 855
AB 25	AB 404	AB 556	AB 917
AB 68	AB 428	AB 672	AB 1019
AB 116	AB 432	AB 701	AB 1054
AB 166	AB 451	AB 776	AB 1057
AB 170	AB 461	AB 789	AB 1195
AB 178	AB 494	AB 813	AB 1297
AB 229	AB 508	AB 829	AB 1386
AB 285			

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, June 20, 2013

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

SCR 43	AB 372	AB 882	AB 1425
SCR 45	AB 392	AB 1143	ACR 14
AB 157	AB 443	AB 1232	ACR 16
AB 163	AB 464	AB 1303	ACR 41
AB 201	AB 727	AB 1316	ACR 51
AB 306	AB 816		

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 Energy, Utilities and Communications**

Date of Hearing, June 18, 2013

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

AB 1274

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

PADILLA, Chair

Above measure ordered to second reading.





Date of Hearing, June 18, 2013

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

AB 66

AB 270

AB 415

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 Business, Professions and Economic Development**

Date of Hearing, June 24, 2013

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

AB 469

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

LIEU, Chair

Above measure re-referred to the Committee on Banking and Financial Institutions.

Date of Hearing, June 24, 2013

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

AB 127

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

LIEU, Chair

Above measure re-referred to the Committee on Rules.

Date of Hearing, June 24, 2013

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

AB 393

AB 1399

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

LIEU, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, June 24, 2013

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

AB 1098



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

LIEU, Chair

Above measure re-referred to the Committee on Environmental Quality.

Senate Chamber, June 24, 2013

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

AB 1000

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

LIEU, Chair

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

**Assembly Bill 1000**—An act to amend Sections 2406 and 2660 of, and to add Sections 2406.5 and 2620.1 to, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to healing arts.

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**

Senate Chamber, June 24, 2013

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

AB 513

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**

**Assembly Bill 513**—An act to add Section 42872.1 to the Public Resources Code, relating to tire recycling, and making an appropriation therefor.

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, June 24, 2013

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

AB 788

AB 212

AB 1360



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 788**—An act to amend Section 69954 of, and to add Section 69954.5 to, the Government Code, relating to court transcripts.

Bill read second time.

**Assembly Bill 212**—An act to amend Sections 1513.5 and 1530 of the Code of Civil Procedure, relating to unclaimed property.

Bill read second time.

**Assembly Bill 1360**—An act to amend Section 5110 of, and to add Section 5117 to, the Civil Code, relating to common interest developments.

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, June 20, 2013

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

AB 309

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

DE LEÓN, Chair

Above measure ordered to second reading.

Date of Hearing, June 24, 2013

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

AB 195	AB 512	AB 836	AB 1025
AB 209	AB 535	AB 902	AB 1144
AB 235	AB 538	AB 984	AB 1282
AB 238	AB 636	AB 989	AB 1346
AB 373	AB 767	AB 1005	AB 1384
AB 505	AB 797	AB 1006	

Reports the same back with the recommendation: Do pass.

DE LEÓN, Chair

Above bills ordered to second reading.

Senate Chamber, June 24, 2013

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

AB 1058



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

DE LEÓN, Chair

Above measure ordered to second reading.

**Committee on Judiciary**

Senate Chamber, June 24, 2013

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

AB 436

AB 715

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 436**—An act to amend Section 998 of, and to add Chapter 3.4 (commencing with Section 1000) to Title 14 of Part 2 of, the Code of Civil Procedure, relating to inverse condemnation.

Bill read second time.

**Assembly Bill 715**—An act to amend Section 437c of the Code of Civil Procedure, relating to summary judgment.

Bill read second time.

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

**Committee on Rules**

State Capitol, June 24, 2013

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

**Governance and Finance**—SCA 3.

**CONSIDERATION OF DAILY FILE**

**SECOND READING OF ASSEMBLY BILLS**

**Assembly Bill 154**—An act to amend Section 2253 of, and to add Sections 2725.4 and 3502.4 to, the Business and Professions Code, and to amend Section 123468 of the Health and Safety Code, relating to healing arts.

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 Health.



**Assembly Bill 719**—An act to add Section 384.5 to the Public Utilities Code, relating to energy.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, and re-referred to the Committee on Rules.

**Assembly Bill 1024**—An act to amend Sections 11000.1, 11003.4, 11013.1, and 11013.2 of, and to add Section 11013.6 to, the Business and Professions Code, and to add Section 5146 to the Civil Code, relating to land use.

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 Judiciary.

**Assembly Bill 1168**—An act to amend Sections 119300, 119301, 119303, 119306, 119307, 119308, 119309, 119310, 119312, 119313, 119314, 119315, 119317, 119318, 119319, 119323, and 119325 of, to add Article 4.5 (commencing with Section 119316) to Chapter 7 of Part 15 of Division 104 of, and to repeal Section 119316 of, the Health and Safety Code, relating to body art.

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.

**Assembly Bill 523**—An act to add Section 50406.7 to the Health and Safety Code, relating to housing.

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.

**Assembly Bill 635**—An act to amend Section 1714.22 of the Civil Code, relating to drug overdose treatment.

Bill read second time.

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

**Assembly Bill 648**—An act to amend Section 68086 of the Government Code, relating to courts.

Bill read second time.

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



**Assembly Bill 1339**—An act to amend Sections 1510, 1821, 2250, and 2643 of, and to add Sections 2614.7 and 2643.1 to, the Probate Code, relating to professional fiduciaries.

Bill read second time.

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

**Assembly Bill 133**—An act to add Section 60063 to the Education Code, relating to instructional materials.

Bill read second time and ordered to third reading.

#### **MOTION TO REFER MEASURES TO INACTIVE FILE**

Senator Wolk moved that **SB 182** and **SB 183** be placed on the inactive file.

Motion carried.

#### **REQUEST TO RETURN BILL TO ASSEMBLY**

On the request of Senator Corbett, **SB 72** was returned to the Assembly for further action.

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

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

**Senate Concurrent Resolution 32**—Relative to Hindu American Awareness and Appreciation Month.

Resolution read third time and presented by Senator Corbett.

##### **Roll Call**

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

AYES (31)—Senators Anderson, Beall, Block, Cannella, Corbett, De León, Emmerson, Evans, Fuller, Gaines, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, 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 Concurrent Resolution 46**—Relative to the National Academy of Sciences sesquicentennial anniversary celebration.

Resolution read third time and presented by Senator Hill.

##### **Roll Call**

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

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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.



**MOTION TO SUSPEND JOINT RULE 62(a)**

Senator Wolk moved that Joint Rule 62(a) be suspended for the purpose of allowing the Committee on Governance and Finance to hear SCA 3 on Tuesday, June 25, 2013, without four days notice in the Daily File.

Objection raised.

**Roll Call**

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

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

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

**MOTION TO SUSPEND JOINT RULE 62(a)**

Senator De León moved that Joint Rule 62(a) be suspended for the purpose of allowing the Committee on Appropriations to hear SCA 3 on Tuesday, June 25, 2013, without two days notice in the Daily File.

Objection raised.

**Roll Call**

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

AYES (28)—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, Torres, Wolk, Wright, and Yee.

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

**MOTION TO WITHDRAW AND RE-REFER TO COMMITTEE**

Senator Steinberg moved that **AB 93** be withdrawn from the Committee on Rules and re-referred to the Committee on Budget and Fiscal Review.

Objection raised.

**Roll Call**

The roll was called and the motion carried 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, Torres, Wolk, and Yee.

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

**MOTION TO SUSPEND JOINT RULE 62(a)**

Senator Leno moved that Joint Rule 62(a) be suspended for the purpose of allowing the Committee on Budget and Fiscal Review to hear AB 93 on Monday, June 24, 2013, without four days notice in the Daily File.

Objection raised.



**Roll Call**

The roll was called and the motion carried 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, Torres, Wolk, and Yee.

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

**REQUEST FOR SECOND READING**

Senator Steinberg requested that AB 93 be given its second reading upon being reported by committee.

Objection raised.

**Roll Call**

The roll was called and the request was granted 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, Torres, Wolk, and Yee.

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

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS****Consideration of Governor's Appointment**

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

BEVERLY J. JOHNSON, Deputy Director, Office of Administrative Law.

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 (39)—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, Torres, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.





**Consideration of Assembly Amendments**

**Senate Bill 106**—An act to amend Sections 1451 and 1453 of the Military and Veterans Code, relating to veterans, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Monning.

The question being: Shall the Senate concur in the Assembly amendments to SB 106?

**Urgency Clause**

The urgency clause was read and adopted by the following vote:

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

NOES (0)—None.

**Roll Call**

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

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

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 71**—An act to amend Sections 100010 and 100115 of, and to add Section 94874.8 to, the Education Code, to amend Sections 8592.1, 8592.5, 8592.7, 8690.6, 11542, 13964, 14615.1, 15251, 15253, 15254, 15275, 15277, 18671.2, 23025, 53108.5, 53114.1, 53115.1, and 53126.5 of, to add Sections 8250.1, 11543, 13295.5, and 13963.1 to, to add Chapter 9 (commencing with Section 14930) to Part 5.5 of Division 3 of Title 2 and Chapter 3 (commencing with Section 15278) to Part 6.5 of Division 3 of Title 2 of, and to add and repeal Article 8 (commencing with Section 19210) of Chapter 5 of Part 2 of Division 5 of Title 2 of, to repeal Section 8169.6 of, and to repeal and add Section 18662 of, the Government Code, to amend Section 10089.7 of the Insurance Code, to amend Sections 62.5, 139.48, 1024, 1771.3, 1771.5, 7852, 7856, and 7870 of, to amend and repeal Section 62.7 of, to add Sections 62.8 and 1063.5 to, and to repeal 62.9 of, the Labor Code, to amend Sections 1203, 13518.1, 13701, 13710, and 13730 of the Penal Code, to amend Sections 10351, 12100, 12100.5, 12100.7, 12101, 12101.2, 12101.5, 12102, 12103, 12103.5, 12104, 12104.5, 12105, 12106, 12108, 12109, 12112, 12120, 12125, 12126, and 12128 of, to add Sections 12102.1 and 12102.2 to, and to repeal Section 12121 of, the Public Contract Code, to amend Section 75121 of the Public Resources Code, to amend Sections 2872.5, 2892, and 2892.1 of the Public



Utilities Code, to amend Sections 41030, 41031, 41032, 41136, 41136.1, 41137, 41137.1, 41138, 41139, 41140, 41141, and 41142 of the Revenue and Taxation Code, to amend Section 5066 of the Vehicle Code, and to amend Section 656.2 of the Welfare and Institutions Code, relating to state and local government, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Leno.

The question being: Shall the Senate concur in the Assembly amendments to SB 71?

#### **Roll Call**

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

AYES (28)—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, Torres, Wolk, Wright, and Yee.

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

Above bill ordered enrolled.

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

**Senate Resolution 14**—Relative to Lesbian, Gay, Bisexual, and Transgender (LGBT) Pride Month.

Resolution read third time and presented by Senator Lara.

#### **Roll Call**

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

AYES (30)—Senators Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Galgiani, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Lieu, Liu, Monning, Padilla, Pavley, Price, Roth, Steinberg, Torres, Wolk, Wright, and Yee.

NOES (1)—Senator Anderson.

Resolution ordered transmitted to the Assembly.

#### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 181**—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced, relating to validation, and declaring the urgency thereof, to take effect immediately.

Bill presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 181?



**Roll Call**

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

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

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 91**—An act to amend Sections 2575, 42238.02, and 42238.03 of the Education Code, and to amend Item 6110-106-0001 of Section 2.00 of the Budget Act of 2013, relating to school finance, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Leno.

The question being: Shall the Senate concur in the Assembly amendments to SB 91?

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**THIRD READING OF ASSEMBLY BILLS**

**Assembly Joint Resolution 20**—Relative to student loan interest rates.

Resolution read third time and presented by Senator Block.

**Roll Call**

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

AYES (35)—Senators Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Walters, Wolk, Wright, Wyland, and Yee.

NOES (1)—Senator Anderson.

Resolution ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 91)**

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



**Roll Call**

The names of the absentees were called and the Senate concurred in Assembly amendments to SB 91 by the following vote:

**AYES (38)**—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, Liu, Monning, Nielsen, Padilla, Pavley, Price, Roth, Steinberg, Torres, Walters, Wolk, Wright, Wyland, and Yee.

**NOES (1)**—Senator Anderson.

Above bill ordered enrolled.

**CONSENT CALENDAR**

**Assembly Bill 226**—An act to add Section 45133.5 to the Education Code, relating to school employees.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 533**—An act to amend Section 6752 of the Family Code, relating to minors.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 555**—An act to amend Section 1798.85 of the Civil Code, relating to privacy.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 824**—An act to amend Section 1856 of the Code of Civil Procedure, relating to civil procedure.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1160**—An act to amend Section 11704 of the Probate Code, relating to decedents' estates.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 413**—An act to amend Section 17732 of the Welfare and Institutions Code, relating to foster care.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 130**—An act to amend Section 32121.5 of the Health and Safety Code, relating to health care districts.

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

*(NOTE: See Consent Calendar Roll Call)*



**Assembly Bill 164**—An act to amend Section 5956.6 of the Government Code, relating to infrastructure financing.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1427**—An act to amend Sections 56044, 56048, 56332, 56757, 56866, 56870, 57026, 57077.1, and 57118 of the Government Code, relating to local government.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1404**—An act to repeal and add Section 841 of the Civil Code, relating to real property.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 643**—An act to amend Section 49076 of the Education Code, relating to public schools.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1390**—An act to amend Section 34008 of the Food and Agricultural Code, relating to milk products.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 265**—An act to add Section 831.7.5 to the Government Code, relating to local government liability.

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

*(NOTE: See Consent Calendar Roll Call)*

#### **SPECIAL CONSENT CALENDAR**

**Senate Concurrent Resolution 50**—Relative to Dropout Recovery Week.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Concurrent Resolution 53**—Relative to Sober Graduation Month.

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

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Concurrent Resolution 59**—Relative to Constitution Week.

Resolution read, adopted, 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 (39)—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, Torres, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

**UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Without objection, the following letter was printed in the Journal.

June 24, 2013

*Mr. Greg Schmidt, Secretary of the Senate*

*Attn: Senate President Pro Tem Darrell Steinberg*

RE: Letter to the Senate Journal articulating the legislative intent of Senate Bill 234 (Walters)

Dear Secretary Schmidt:

I respectfully submit this letter to the Senate Journal to express the legislative intent of Senate Bill 234 (Walters) in order to assist recreational off-highway vehicle (ROV) users and local law enforcement until SB 234 can be signed into law.

In 2012, Assembly Bill 1595 (Cook) defined recreational ROVs and prescribed safety regulations for their use in California. The bill was sponsored by manufacturers of ROV products.

The new regulations require the following:

- An ROV operator must be at least 16 years old or be directly supervised by a parent, guardian, or adult authorized by a parent or guardian.
- ROV operators and passengers must wear safety helmets as well as seatbelts and shoulder belts or safety harnesses that are properly fastened when the vehicle is moving.
- All passengers must occupy seats provided by the manufacturer. (effective July 1, 2013)
- An ROV passenger must be able to grasp the occupant handhold with the seat-shoulder belt or safety harness fastened while seated upright with his or her back up against the seatback and with both feet flat on the floorboard.

After AB 1595 passed, many concerns were raised about the unintended consequences of the legislation, especially by current owners of ROVs. In response, Assembly Bill 1266 (Nielson) was quickly passed to eliminate the requirement that both feet must be flat on the floorboard as it discriminated against disabled and short stature passengers. AB 1266 also delayed implementation of the manufacturer seat requirement until July 1, 2013.

Some of these new rules, while well-intentioned, created operational difficulties for many users, as well. The rules also made many previously

modified ROVs illegal, despite the fact that they were legally modified at great expense to their owners before the new requirements were in place.

SB 234 (Walters) is a cleanup of AB 1595 that makes the following changes:

1. Allow a passenger to occupy seats that are installed in a separate seat location not designed or provided by the manufacturer in vehicles with a model year of 2013 or earlier provided that the seat is fully contained inside of the vehicle's rollover protection structure.

2. Defines ROV occupant handhold as, "A factory or aftermarket device grasped by an occupant to provide support and to assist in keeping arms and hands within the ROV. Handholds shall be designed to allow the ROV passenger to dismount without interference from the handholds. The steering wheel shall be considered a handhold for the ROV operator."

SB 234 is an urgency measure that seeks to amend Section 38603 of the Vehicle Code (which contains the manufacturer seat requirement) before it goes into effect on July 1, 2013. Unfortunately, due to committee schedules and other legislative processes this session, the bill will not be able to reach the Governor's desk until August of this year. It has no opposition and received unanimous support in the Senate. It also recently passed on consent out of the Assembly Committee on Transportation.

It is my hope that ROV owners will not be issued citations or be required to refrain from these recreational activities with their families while the bill completes its passage through the legislative process.

Sincerely,

MIMI WALTERS

Senator, 37th District

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

At 2:28 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 5:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 5:30 p.m., the Senate will adjourn until Tuesday, June 25, 2013.

Motion carried.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, June 24, 2013

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

SB 162

SB 282

SB 514

SB 826

SB 6

SB 159

Above measures ordered enrolled.



Assembly Chamber, June 24, 2013

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

SCR 41

Above resolution ordered enrolled.

Assembly Chamber, June 24, 2013

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

SB 426

SB 581

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 Public Safety**

Senate Chamber, June 24, 2013

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

AB 720

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**

**Assembly Bill 720**—An act to add Section 4011.11 to the Penal Code, relating to inmates.

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, June 19, 2013

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

AB 900

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.





**Committee on Governance and Finance**

Date of Hearing, June 19, 2013

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

AB 1080

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

WOLK, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, June 24, 2013

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

AB 169

AB 658

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**

**Assembly Bill 169**—An act to amend Sections 32000, 32100, and 32110 of the Penal Code, relating to unsafe handguns.

Bill read second time.

**Assembly Bill 658**—An act to amend Section 56.06 of the Civil Code, relating to personal information.

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, June 24, 2013

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

AB 127

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**

**Assembly Bill 127**—An act to add Section 13108.1 to the Health and Safety Code, relating to fire safety.

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, June 24, 2013

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

AB 13

AB 39

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**

**Assembly Bill 13**—An act to amend Section 68075.5 of the Education Code, relating to postsecondary education.

Bill read second time.

**Assembly Bill 39**—An act to add Division 16.4 (commencing with Section 26225) to the Public Resources Code, relating to energy efficiency, and making an appropriation therefor.

Bill read second time.

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

**Committee on Governance and Finance**

Date of Hearing, June 19, 2013

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

AB 253

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.

Senate Chamber, June 24, 2013

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

AB 1222

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**

**Assembly Bill 1222**—An act to amend Sections 7094, 9272, 30459.2, 32472, 40212, 41172, 43523, 45868, 46623, 50156.12, 55333, and 60632 of the Revenue and Taxation Code, relating to taxation.

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, June 24, 2013

Mr. President: The Committee on Rules has examined:

SB 106

And reports that the same has been correctly enrolled, and presented to the Governor on the 24th day of June, 2013, at 3 p.m.

STEINBERG, Chair

**Committee on Elections and Constitutional Amendments**

Senate Chamber, June 24, 2013

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

AB 1117

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

TORRES, Chair

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

**Assembly Bill 1117**—An act to add Section 9014.5 to the Elections Code, relating to petitions.

Bill read second time.

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

**Committee on Health**

Senate Chamber, June 24, 2013

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

AB 714

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**

**Assembly Bill 714**—An act relating to the Roman Reed Spinal Cord Injury Research Fund, and making an appropriation therefor.

Bill read second time.

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

Senate Chamber, June 24, 2013

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

AB 174

AB 395



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**

**Assembly Bill 174**—An act to add and repeal Section 124174.7 of the Health and Safety Code, relating to public health.

Bill read second time.

**Assembly Bill 395**—An act to amend Sections 11834.02 and 11834.36 of the Health and Safety Code, relating to alcohol and drug programs.

Bill read second time.

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

**Committee on Budget and Fiscal Review**

Date of Hearing, June 24, 2013

Mr. President: The Committee on Budget and Fiscal Review, to which was referred:

AB 93

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

LENO, 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 Concurrent Resolution 54:** By Senator Padilla—Relative to the California Law Revision Commission.

**SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 93**—An act to amend Section 13073.5 of, and to add Sections 7090, 7099.5, and 7119 to, the Government Code, to amend and repeal Sections 17053.33, 17053.34, 17053.45, 17053.46, 17053.47, 17053.70, 17053.74, 17053.75, 17235, 17267.2, 17267.6, 17268, 17276.2, 17276.5, 17276.6, 19136.8, 23612.2, 23622.7, 23622.8, 23633, 23634, 23645, 23646, 24356.6, 24356.7, 24356.8, 24384.5, 24416.2, 24416.5, and 24416.6 of, to add Section 18410.2 to, to add and repeal Sections 6377.1, 17053.73, 17059.2, 23626, and 23689 of, and to repeal and amend Sections 17053.80 and 23623 of, the Revenue and Taxation Code, relating to economic development, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

The amendments proposed by the Committee on Budget and Fiscal Review were read and adopted and the measure ordered printed and to third reading.



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

Without objection, **AB 37** and **AB 69** were withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Rules;

**AB 640** was withdrawn from the Committee on Health and re-referred to the Committee on Rules;

**AB 501** was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules; and

**AB 1131** was withdrawn from the Committee on Energy, Utilities and Communications and re-referred to the Committee on Rules.

**MEASURES WITHDRAWN FROM COMMITTEE**

Without objection, **AB 619** and **AB 240** were withdrawn from Committee and placed on second reading.

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

**Assembly Bill 491**—An act to amend Sections 207, 212, 5140, 5151, 7140, 7151, 9140, and 9151 of the Corporations Code, relating to corporations.

Bill read third time.

**Amendments Adopted**

Amendments to AB 491 proposed by Senator Torres were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 81**—An act to amend Sections 29552, 30027.9, 30061, and 30070 of the Government Code, to amend Sections 1170, 1203.2, 3000.08, 3003, 3451, and 13821 of, to amend and repeal Section 326.3 of, and to add Sections 4019.1 and 5003.2 to, the Penal Code, and to amend Sections 1955, 1984, 18220, and 18220.1 of the Welfare and Institutions Code, relating to public safety, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 81 pursuant to Joint Rule 58.

SENATOR LENO

**Permission of Rules Committee**

Senate Chamber, June 24, 2013

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 81.

STEINBERG, Chair

**Amendments Adopted**

Amendments to AB 81 proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.



**SENATE COMMITTEE ROLL CALLS**  
**Committee on Appropriations**

**AB 195—Do pass**

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

NOES (0)—None.

**AB 209—Do pass**

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

NOES (0)—None.

**AB 235—Do pass**

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

NOES (0)—None.

**AB 238—Do pass**

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

NOES (0)—None.

**AB 373—Do pass**

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

NOES (0)—None.

**AB 505—Do pass**

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

NOES (0)—None.

**AB 512—Do pass**

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

NOES (0)—None.

**AB 535—Do pass**

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

NOES (0)—None.

**AB 538—Do pass**

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

NOES (2)—Senators Gaines and Walters.

**AB 636—Do pass**

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

NOES (0)—None.



**AB 767—Do pass**

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

NOES (2)—Senators Gaines and Walters.

**AB 797—Do pass**

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

NOES (0)—None.

**AB 836—Do pass**

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

NOES (0)—None.

**AB 902—Do pass**

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

NOES (0)—None.

**AB 984—Do pass**

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

NOES (0)—None.

**AB 989—Do pass**

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

NOES (0)—None.

**AB 1005—Do pass**

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

NOES (0)—None.

**AB 1006—Do pass**

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

NOES (1)—Senator Walters.

**AB 1025—Do pass**

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

NOES (0)—None.

**AB 1144—Do pass**

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

NOES (1)—Senator Walters.

**AB 1282—Do pass**

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

NOES (0)—None.



**AB 1346—Do pass**

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

NOES (2)—Senators Gaines and Walters.

**AB 1384—Do pass**

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

NOES (2)—Senators Gaines and Walters.

Date of Hearing: 6/24/2013

De León (Chair)

**Committee on Budget and Fiscal Review****AB 93—Do pass as amended**

AYES (9)—Senators Beall, Block, DeSaulnier, Hancock, Jackson, Leno, Monning, Roth, and Torres.

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

Date of Hearing: 6/24/2013

Leno (Chair)

**Committee on Business, Professions and Economic Development****AB 127—Do pass and re-refer to Committee on Rules**

AYES (6)—Senators Block, Corbett, Hernandez, Hill, Lieu, and Padilla.

NOES (1)—Senator Yee.

**AB 250—Do pass as amended and re-refer to Committee on Appropriations**

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

NOES (0)—None.

**AB 393—Do pass and re-refer to Committee on Appropriations**

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

NOES (0)—None.

**AB 469—Do pass and re-refer to Committee on Banking and Financial Institutions**

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

NOES (0)—None.

**AB 1098—Do pass and re-refer to Committee on Environmental Quality**

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

NOES (0)—None.

**AB 1399—Do pass and re-refer to Committee on Appropriations**

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

NOES (0)—None.

Date of Hearing: 6/24/2013

Lieu (Chair)





**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of Richard Berberian and Herbert Levy, Jr. of Fresno.

Senator De León requested that when the Senate adjourns this day it do so in memory of Irene Minzer of Beverly Hills.

Senator Hueso requested that when the Senate adjourns this day it do so in memory of Graciela Guerrero García of Brawley.

Senator Monning requested that when the Senate adjourns this day it do so in memory of Paula Reed Kiehne of Santa Cruz.

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

Senator Wolk requested that when the Senate adjourns this day it do so in memory of Jim McGloin of Petaluma and Flora Anderson of American Canyon.

**ADJOURNMENT**

At 5:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 4 p.m., Tuesday, June 25, 2013.

PAULA K. ROSSETTO, Minute Clerk

O

└