

CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED THIRTEENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, August 22, 2013

The Senate met at 9 a.m.
Hon. Jean Fuller, of the 18th 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, Knight, Lara, Leno, Lieu, Liu,
Monning, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Wolk,
Wright, Wyland, and Yee—37.
Quorum present.

(NOTE: Senator Jackson will be excused this day due to illness in the family and Senator Walters will be excused this day on personal business.)



PRAYER

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

“What is life’s heaviest burden?” asked a youth of a sad and lonely old man. “To have nothing to carry,” he answered. (E. Scott O’Conner)

To care for others, to carry their concerns with our own, is not one of life’s burdens, but a privilege. To stand separate and apart from the community, to carry none of the load in our arms, or in our hearts, is to carry the greatest burden of all. When we participate in both the struggles and celebrations of others, then we are able to live a life of meaning.

May the Holy One grant us the ability to see the burdens we carry for others as blessings, may our responsibilities to others give us strength, and may we always find our work to be a source of joy and value in our lives. May this be God’s will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, August 21, 2013

Madam President: The Senate Rules Committee appointed Jamie C. Zamora as a member of the Acupuncture Board for a term ending June 1, 2017.

STEINBERG, Chair

State Capitol, August 21, 2013

Madam President: The Committee on Rules has considered the following appointments by the Governor and reports the same back with the recommendation that they be confirmed:

Betty R. Wilson, Member, California Commission on Disability Access (4–0)

Bobbie J. Anderson, Member, State Board of Barbering and Cosmetology (4–0)

Ignacio Gonzalez, Member, State Mining and Geology Board (4–0)

John J. Lane, Member, State Mining and Geology Board (4–0)

STEINBERG, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, August 21, 2013

Madam President: The Committee on Rules has considered the following appointment by the Governor and reports the same back with the recommendation that he be confirmed:

Brian P. Kelly, Secretary, Transportation Agency (4–0)

STEINBERG, Chair

Above appointment ordered placed on unfinished business file.



State Capitol, August 21, 2013

Madam President: The Committee on Rules has considered the following appointments by the Governor and reports the same back with the recommendation that they be confirmed:

Eric R. Banks, Member, Public Employment Relations Board (4–0)

Priscilla S. Winslow, Member, Public Employment Relations Board (4–0)

STEINBERG, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, August 21, 2013

Madam President: The Senate Rules Committee approved the following:

STANDING COMMITTEES

Appointed Senator Anderson as Vice-Chair of Judiciary Committee.

Appointed Senator Vidak as a member of Judiciary Committee to replace Senator Walters.

Appointed Senator Vidak as a member of the Banking and Financial Institutions Committee to replace Senator Walters.

SELECT COMMITTEE

Appointed Senator Galgiani as a member of the Select Committee on California's Wine Industry to fill one of the nine vacancies.

STEINBERG, Chair

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Concurrent Resolution 38—Relative to the Stephen Palmer Sr. Memorial Highway.

Resolution 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.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 483—An act to add Section 53758 to the Government Code, relating to local government, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 906—An act to amend Sections 19130, 19131, and 19132 of the Government Code, relating to personal services contracts.

Bill read second time.

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



Assembly Bill 401—An act to add and repeal Chapter 6.5 (commencing with Section 6820) of Part 1 of Division 2 of the Public Contract Code, and to amend Section 143 of, and to add and repeal Section 91.2 of, the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

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 250—An act to add Article 6 (commencing with Section 12099) to Chapter 1.6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to state government, and making an appropriation therefor.

Bill read second time and ordered to third reading.

Assembly Bill 1169—An act to add and repeal Chapter 3.6 (commencing with Section 1785.28) of Title 1.6 of Part 4 of Division 3 of the Civil Code, relating to escrow agent credit.

Bill read second time and ordered to third reading.

Assembly Bill 729—An act to amend Sections 912 and 917 of, and to add Article 9.5 (commencing with Section 1048) to Chapter 4 of Division 8 of, the Evidence Code, relating to evidentiary privileges.

Bill read second time and ordered to third reading.

Assembly Bill 1359—An act to amend Section 66477 of the Government Code, relating to land use.

Bill read second time and ordered to third reading.

Assembly Bill 300—An act to amend, repeal, and add Sections 224.4 and 431 of, and to add and repeal Section 319 to, the Public Utilities Code, and to amend, repeal, and add Sections 41020 and 41030 of, to add and repeal Part 21 (commencing with Section 42000) to, and to add and repeal Part 21.1 (commencing with Section 42100) to, Division 2 of, the Revenue and Taxation Code, relating to telecommunications, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

CONSENT CALENDAR

Objection Raised

Senator Hueso objected to **AB 803** being on the Consent Calendar.

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



MOTION TO REFER MEASURE TO INACTIVE FILE

Senator Padilla moved that **AB 1412** be placed on the inactive file.

Motion carried.

MOTION TO TAKE MEASURES FROM THE INACTIVE FILE

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

Motion carried.

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

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

REX S. HIME, Member, California Exposition and State Fair Board of Directors.

HALLIE R. MULLER, Member, California Exposition and State Fair Board of Directors.

JANET M. FALK, Member, California Housing Finance Agency, Board of Directors.

MATTHEW B. JACOBS, Member, California Housing Finance Agency, Board of Directors.

TIMOTHY M. ONDERKO, Member, California Housing Partnership Corporation, Board of Directors.

MARY N. PEPYS, Member, Hastings College of the Law, 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 (29)—Senators Anderson, Beall, Block, Calderon, Cannella, Corbett, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Knight, Leno, Monning, Nielsen, Padilla, Pavley, Roth, Steinberg, Vidak, Wolk, and Yee.

NOES (0)—None.

Senator Hernandez Presiding**TRIBUTE TO SENATE FELLOWS**

Senators Hancock and Wyland requested that the Senate pay tribute to the 2012–2013 Senate Fellows who will be departing at the end of the 2013 Session.



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

Assembly Bill 229—An act to add Chapter 2.6 (commencing with Section 53369) to Part 1 of Division 2 of Title 5 of the Government Code, and to amend Section 33459 of the Health and Safety Code, relating to local government.

Bill read third time and presented by Senator Monning.

Roll Call

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

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

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

Bill ordered transmitted to the Assembly.

Assembly Bill 370—An act to amend Section 22575 of the Business and Professions Code, relating to consumers.

Bill read third time and presented by Senator Padilla.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 908—An act to amend Section 1095 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time and presented by Senator Padilla.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.



Assembly Bill 201—An act to add Section 12098.8 to the Government Code, relating to business.

Bill read third time and presented by Senator Padilla.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 1391—An act to amend Sections 131, 662, 739, 739.3, 985, 1011, 1011.1, 1012, 1016, 1070.6, 1216.1, 1624, 1675, 1749.3, 1749.31, 1749.32, 1749.33, 1749.8, 1758.3, 1872.87, 10234.93, 10785, 11620, 12414.25, and 14090.1 of, to add Sections 1758.681 and 12389.7 to, and to repeal Section 668.5 of, the Insurance Code, relating to insurance.

Bill read third time and presented by Senator Calderon.

Roll Call

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

AYES (36)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Knight, Lara, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Roth, Torres, Vidak, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 1280—An act to add Section 1339.1 to the Unemployment Insurance Code, and to amend Section 11006.2 of the Welfare and Institutions Code, relating to health and human services.

Bill read third time and presented by Senator Leno.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.



Assembly Bill 1297—An act to amend Section 56.10 of the Civil Code, and to amend Section 7151.15 of the Health and Safety Code, relating to public health.

Bill read third time and presented by Senator Anderson.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS

Senate Bill 369—An act relating to state claims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator De León.

Urgency Clause

Urgency clause read and adopted by the following vote:

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

NOES (0)—None.

Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution 14—Relative to the Voting Rights Act of 1965.

Resolution read third time and presented by Senator Yee.

Roll Call

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

AYES (27)—Senators Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Galgiani, Hancock, Hernandez, Hill,



Hueso, Lara, Leno, Lieu, Liu, Monning, Padilla, Pavley, Roth, Steinberg, Torres, Wolk, Wright, and Yee.

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

Resolution ordered transmitted to the Assembly.

UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

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 presented by Senator Wyland.

The question being: Shall the Senate concur in the Assembly amendments to SB 442?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 134—An act to amend Section 18926.5 of, and to add Section 18926.6 to, the Welfare and Institutions Code, relating to public social services.

Bill presented by Senator Hueso.

The question being: Shall the Senate concur in the Assembly amendments to SB 134?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.



Senate Bill 352—An act to amend Section 2069 of the Business and Professions Code, relating to healing arts.

Bill presented by Senator Pavley.

The question being: Shall the Senate concur in the Assembly amendments to SB 352?

Roll Call

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

AYES (36)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hernandez, Hill, Hueso, Huff, Knight, Lara, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Wolk, Wright, Wyland, and Yee.

NOES (1)—Senator Hancock.

Above bill ordered enrolled.

Senate Bill 21—An act relating to the University of California.

Bill presented by Senator Roth.

The question being: Shall the Senate concur in the Assembly amendments to SB 21?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 116—An act to amend Section 18855 of the Revenue and Taxation Code, relating to taxation.

Bill presented by Senator Liu.

The question being: Shall the Senate concur in the Assembly amendments to SB 116?

Roll Call

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

AYES (37)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Knight,



Lara, Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 184—An act to amend Section 11010.4 of the Business and Professions Code, to amend Sections 12419.8, 12419.10, 27201, 41802, 41803, 41805, 50281, 53243.4, 53395.1, 53395.2, 53395.10, 53395.13, 53395.14, 53395.17, 53395.85, 53396, 66428, 66442.5, and 66449 of the Government Code, to amend Section 9002 of the Health and Safety Code, to amend Section 32556 of, and to repeal Sections 9973, 9974, 9975, 9976, 9977, and 9978 of, the Public Resources Code, to amend Section 36622 of the Streets and Highways Code, and to amend Sections 3.1, 23, and 29 of, and to repeal Section 24 of, the Kings River Conservation District Act (Chapter 931 of the Statutes of 1951), relating to local government.

Bill presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 184?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 238—An act to amend Section 33200 of the Public Resources Code, relating to the Santa Monica Mountains Conservancy.

Bill presented by Senator Liu.

The question being: Shall the Senate concur in the Assembly amendments to SB 238?

Roll Call

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

AYES (28)—Senators Beall, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Galgiani, Hancock, Hernandez, Hill, Hueso, Knight, Lara, Leno, Lieu, Liu, Monning, Padilla, Pavley, Roth, Steinberg, Torres, Wolk, Wright, and Yee.

NOES (7)—Senators Anderson, Fuller, Gaines, Huff, Nielsen, Vidak, and Wyland.

Above bill ordered enrolled.



Senate Bill 333—An act to amend Section 148.3 of the Penal Code, relating to crimes.

Bill presented by Senator Lieu.

The question being: Shall the Senate concur in the Assembly amendments to SB 333?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 429—An act to amend Section 1 of Chapter 776 of the Statutes of 1992, relating to the San Gabriel Basin Water Quality Authority Act.

Bill presented by Senator Hernandez.

The question being: Shall the Senate concur in the Assembly amendments to SB 429?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 589—An act to add Sections 3019.5 and 13305 to the Elections Code, relating to elections.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 589?

Roll Call

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

AYES (36)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Emmerson, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Huff, Knight, Lara,



Leno, Lieu, Liu, Monning, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Above bill ordered enrolled.

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

Bill presented by Senator Hancock.

The question being: Shall the Senate concur in the Assembly amendments to SB 692?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.

Senate Bill 789—An act to amend Section 5074 of the Vehicle Code, relating to vehicles.

Bill presented by Senator Liu.

The question being: Shall the Senate concur in the Assembly amendments to SB 789?

Roll Call

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

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

NOES (0)—None.

Above bill ordered enrolled.

Senate Concurrent Resolution 20—Relative to Leyte Landing Commemoration Day.

Resolution presented by Senator Yee.

The question being: Shall the Senate concur in the Assembly amendments to SCR 20?



Roll Call

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

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

NOES (0)—None.

Above resolution ordered enrolled.

Senate Concurrent Resolution 58—Relative to Restless Legs Syndrome/Willis-Ekbom Disease Awareness Day.

Resolution presented by Senator Beall.

The question being: Shall the Senate concur in the Assembly amendments to SCR 58?

Roll Call

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

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

NOES (0)—None.

Above resolution ordered enrolled.

REQUEST TO BE ADDED TO ROLL CALL

August 22, 2013

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

AB 229—Aye	AB 370—Aye	AB 908—Aye
AB 201—Aye	AB 1280—Aye	AB 1297—Aye
SB 369—Aye	SJR 14—Aye	SB 442—Aye
SB 134—Aye	SB 352—Aye	SB 21—Aye
SB 116—Aye	SB 184—Aye	SB 238—Aye
SB 333—Aye	SB 429—Aye	SB 589—Aye
SB 692—Aye	SB 789—Aye	SCR 20—Aye
SCR 58—Aye		

DARRELL STEINBERG, President pro Tempore

August 22, 2013

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

AB 229—Aye

BOB HUFF, Minority Floor Leader

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day due to illness in the family: Senator Jackson.

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

FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH

At 10:20 a.m., on motion of Senator Emmerson, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Emmerson moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Monday, August 26, 2013.

Motion carried.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, August 22, 2013

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

SB 122	SB 401	SB 595	SB 119
SB 128	SB 407	SB 720	SB 662
SB 310	SB 504	SB 816	

Above measures ordered enrolled.

Assembly Chamber, August 22, 2013

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

SCR 34	SCR 39
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Above resolutions ordered enrolled.

Assembly Chamber, August 22, 2013

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

ACR 74

Assembly Chamber, August 22, 2013

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

SB 59	SB 203	SB 341	SB 399
SB 427	SB 553	SB 679	SB 801

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

Above measures ordered to unfinished business file.



Assembly Chamber, August 22, 2013

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

AB 44	AB 432	AB 767	AB 1144
AB 121	AB 449	AB 836	AB 1156
AB 137	AB 491	AB 868	AB 1195
AB 151	AB 497	AB 1006	AB 1288
AB 165	AB 528	AB 1028	AB 1339
AB 324	AB 584	AB 1045	AB 1352
AB 339	AB 658	AB 1050	AB 1401
AB 352	AB 703	AB 1091	AB 1421
AB 354	AB 757	AB 1135	AJR 18

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 74—Relative to Red Ribbon Week.

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, August 21, 2013

The Committee on Rules has ordered the following measures to third reading:

ACR 35, ACR 58, AJR 12, AJR 19, AJR 22, SCR 65, SCR 66, SCR 67, SCR 68, SJR 16, SR 16.

State Capitol, August 21, 2013

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

Appropriations—AB 234.

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

Appropriations—SCA 5.

Business, Professions and Economic Development—AB 467.

Natural Resources and Water—SB 449.

Public Employment and Retirement—SR 18.

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

Natural Resources and Water and **Environmental Quality**—SB 42.

State Capitol, August 22, 2013

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

Transportation and Housing—AB 423.

Committee on Transportation and Housing

Date of Hearing, August 22, 2013

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

SB 110

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

DESAULNIER, Chair

Above measure ordered to unfinished business file.

Committee on Health

Date of Hearing, August 21, 2013

Madam President: The Committee on Health, to which was referred:

AB 1008

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

HERNANDEZ, Chair

Above measure ordered to second reading.

Committee on Transportation and Housing

Date of Hearing, August 20, 2013

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

SCR 59

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

DESAULNIER, Chair

Above measure ordered to second reading.

Committee on Judiciary

Senate Chamber, August 22, 2013

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

AB 1159

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 1159—An act to amend Sections 22442 and 22442.3 of, to add Sections 6126.7, 22442.5, and 22442.6 to, to add Article 16 (commencing with Section 6240) to Chapter 4 of Division 3 of, and to amend, repeal, and add Section 22443.1 of, the Business and Professions Code, relating to immigration services, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, August 22, 2013

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

SCR 64

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 Concurrent Resolution 64—Relative to the Sergeant Gilbert Cortez, Sr. and K-9 Mattie Memorial Highway.

Resolution read second time.

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

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 71: By Senator Torres (Coauthors: Senators Block, Evans, Hueso, Padilla, and Yee) (Coauthors: Assembly Members Brown, Frazier, and Hall)—Relative to Suicide Prevention Week in California.

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 1001** was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, August 22, 2013

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

Environmental Quality—AB 1001.



Committee on Environmental Quality

Senate Chamber, August 22, 2013

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

AB 1001

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 1001—An act to amend Sections 25214.14 and 25214.15 of the Health and Safety Code, relating to hazardous materials.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1001 pursuant to Joint Rule 58.

ASSEMBLY MEMBER GORDON

Permission of Rules Committee

Senate Chamber, August 22, 2013

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1001.

STEINBERG, Chair

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

MEASURES WITHDRAWN FROM COMMITTEE

Without objection, **AB 934** was withdrawn from Committee and placed on second reading.

Without objection, **SCR 61** was withdrawn from Committee and placed on third reading.

REQUEST FOR UNANIMOUS CONSENT (AB 1399)

Senator Lieu asked for, and was granted, unanimous consent that AB 1399 be taken from the inactive file and taken up at this time.

Consideration of Assembly Bill 1399

Assembly Bill 1399—An act to amend and renumber Sections 13997.2 and 13997.7 of, and to add the heading of Article 6 (commencing with Section 12100) to Chapter 1.6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read second time.

Motion to Amend

Amendments to AB 1399 proposed by Senator Lieu were read and adopted and the measure ordered printed and to second reading.



**UNANIMOUS CONSENT GRANTED
TO RESCIND ACTION (AB 1232)**

Without objection, unanimous consent was granted that the action be rescinded whereby AB 1232 was passed to the Assembly, and that the measure be taken up at this time without reference to file.

Consideration of Assembly Bill 1232

Assembly Bill 1232—An act to amend Section 4571 of the Welfare and Institutions Code, relating to developmental services.

Bill read.

Motion to Amend

Amendments to AB 1232 proposed by Senator Roth were read and adopted and the measure ordered printed and to second reading.

REQUEST FOR UNANIMOUS CONSENT (AB 796)

Senator Corbett asked for, and was granted, unanimous consent that AB 796 be taken from the inactive file and taken up at this time.

Consideration of Assembly Bill 796

Assembly Bill 796—An act to add Section 25525.5 to the Public Resources Code, relating to energy.

Bill read second time.

Motion to Amend

Amendments to AB 796 proposed by Senator Corbett were read and adopted and the measure ordered printed and to second reading.

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

Assembly Bill 466—An act to amend Section 182.7 of the Streets and Highways Code, relating to transportation.

Bill read third time.

Amendments Adopted

Amendments to AB 466 proposed by Senator Hueso were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 270—An act to add Sections 589 and 747.6 to the Public Utilities Code, relating to public utilities.

Bill read third time.

Amendments Adopted

Amendments to AB 270 proposed by Senator Hueso were read and adopted and the measure ordered printed and to second reading.



Assembly Bill 1379—An act to amend Sections 22007.5, 22134.5, 22135, 22164.5, 22303, 22461, 22662, 22663, 22664, 22717, 22717.5, 22801, 22829, 23001, 23104, 23202, 23300, 24002, 24005, 24102, 24105, 24201.5, 24203.5, 24203.6, 24204, 24208, 24209, 24209.3, 24211, 24212, 24213, 24214.5, 24300.2, 24301, 24306.5, 24306.7, 24307, 24309, 24311, 24312, 24312.1, 24410, 24415, 24604, 24613, 24975, 25011.5, 25018.2, 25022, 25101, 25103, 25106, 25940, and 26911 of, and to add Section 22175 to, the Education Code, relating to state teachers' retirement.

Bill read third time.

Amendments Adopted

Amendments to AB 1379 proposed by Senator Beall were read and adopted and the measure ordered printed and to second reading.

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

Bill read third time.

Amendments Adopted

Amendments to AB 719 proposed by Senator Padilla were read and adopted and the measure ordered printed and to second reading.

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

Bill read third time.

Amendments Adopted

Amendments to AB 635 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed and to second reading.

SENATE COMMITTEE ROLL CALLS

Committee on Transportation and Housing

SB 110—That the Assembly amendments be concurred in

AYES (8)—Senators Beall, Cannella, DeSaulnier, Galgiani, Hueso, Lara, Liu, and Pavley.

NOES (0)—None.

Date of Hearing: 8/22/2013

DeSaulnier (Chair)

REQUESTS TO ADJOURN IN MEMORIAM

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of P. Guz Guzman of Fresno.

Senator Emmerson requested that when the Senate adjourns this day it do so in memory of Clayton Record IV of Hemet.

Senator Knight requested that when the Senate adjourns this day it do so in memory of Gordon Fullerton of Lancaster.

Senator Pavley requested that when the Senate adjourns this day it do so in memory of Ted De Pass of Calabasas.



ADJOURNMENT

At 3:30 p.m., on motion of Senator Emmerson, the Senate adjourned pursuant to the Senators' requests until 12 p.m., Monday, August 26, 2013.

PAULA K. ROSSETTO, Minute Clerk

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