

CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED TWENTY-SEVENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, January 6, 2014

The Senate met at 2 p.m.

Hon. Darrell Steinberg, of the 6th 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, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Mitchell, Monning, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, Wright, and Yee—37.

Quorum present.

(NOTE: Senator Wyland will be excused this day due to illness (waives per diem) and Senator Nielsen will be excused this day due to illness.)



PRAYER

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

Creator of all humanity,

Each year You grant us an opportunity to write a new chapter in the Book of Life. And each year we remind ourselves of the importance of setting new goals, of dreaming new dreams, and allowing ourselves the gift of a fresh start.

May this be the year when we do not squander the promise of tomorrow with regrets of what might have been. But rather, let this year be the one where our resolutions are fulfilled, our dreams realized. And when we look back on this year, may it be with gratitude and joy, and with a sense of accomplishment and satisfaction. May this be God's will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

Senator Padilla Presiding**MESSAGES FROM THE GOVERNOR**

Governor's Office, State Capitol

November 25, 2013

To the Senate of the State of California:

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

Sincerely,

EDMUND G. BROWN JR., Governor

DAVID LANIER, has been appointed Secretary of the California Labor and Workforce Development Agency. Lanier has served as chief deputy legislative affairs secretary in the Office of Governor Edmund G. Brown Jr. since 2011. He served as special advisor to the Speaker at the California State Assembly Speaker's Office of Member Services from 1999 to 2011. Lanier was chief of staff for California State Assemblymember Grace Napolitano from 1997 to 1998, consultant for the Joint Legislative Government Oversight Task Force from 1996 to 1997 and legislative director for California State Assemblymember Carole Migden from 1995 to 1996. Appointed 11/08/2013. Effective 11/08/2013, end of business day.

Secretary of the California Labor and Workforce Development Agency, vice, Martin Morgenstern, retired, 11/08/2013. Term ending at the pleasure of the Governor.



TARAS P. KIHICZAK, has been reappointed to the California Law Revision Commission, where he has served since 2012. Kihiczak has been an attorney and shareholder at the Kick Law Firm APC since 1991. He was an attorney at Thelen Marrin Johnson and Bridges from 1989 to 1990. Kihiczak earned a Juris Doctor degree from the University of Pennsylvania Law School. Reappointed 10/21/2013. Effective 11/14/2013.

Member, California Law Revision Commission, vice, self, reappointed. Term ending 10/01/2017.

JEAN M. SHIOMOTO, has been appointed director of the California Department of Motor Vehicles, where she has been acting director since 2013 and has served in multiple positions since 1988, including chief deputy director, chief of operations, deputy director of the communication programs division, chief financial officer, advisor to the director and chief deputy director, controller, fiscal officer, cost accounting manager and systems development manager. She was an accounting administrator at the California Franchise Tax Board in 1988 and served in multiple positions at the California Department of General Services from 1980 to 1988, including fiscal systems manager, systems development analyst and auditor. Shiimoto was an auditor at the California Department of Developmental Services in 1980. She is a member of the American Association of Motor Vehicle Administrators Board of Directors and president of the Asian Community Center of Sacramento Valley Board of Directors. Appointed 10/30/2013. Effective 11/05/2013.

Director, California Department of Motor Vehicles, vice, W. George Valverde, retired 10/30/2012. Term ending at the pleasure of the Governor.

BRUCE C. DELGADO, has been reappointed to the Central Coast Regional Water Quality Control Board, where he has served since 2011. Delgado has been mayor of the City of Marina since 2008 and a botanist at the U.S. Department of the Interior, Bureau of Land Management since 1988. He is co-president of the Chuck Haugen Conservation Fund. Reappointed 10/21/2013. Effective 11/20/2013.

Member, to the Central Coast Regional Water Quality Control Board, vice, self, reappointed. Term ending 09/30/2017.

JEFFREY S. YOUNG, has been reappointed to the Central Coast Regional Water Quality Control Board, where he has served since 2000. Young has been an attorney in private practice since 1994. He was general counsel at the California Aquaculture Association from 1995 to 2000 and associate attorney at the Law Offices of Raymond J. Pulverman from 1994 to 1997. He was owner and operator of Pacific Seafood Industries from 1983 to 1992. Young earned a Juris Doctor degree from



the Santa Barbara College of Law and a Master of Science degree in natural resources from California State University, Humboldt. Reappointed 10/21/2013. Effective 11/14/2013.

Member, Central Coast Regional Water Quality Control Board, vice, self, reappointed. Term ending 09/30/2017.

CARMEN RAMIREZ, has been reappointed to the Central Valley Regional Water Quality Control Board, where she has served since 2011. Ramirez has held multiple positions at the Law Offices of Fagalde Albertoni and Flores LLP since 2008, including attorney and associate attorney. She was a redevelopment associate at the City of Merced Office of Economic Development from 2003 to 2007. Ramirez earned a Juris Doctor degree from the San Joaquin College of Law. Reappointed 10/21/2013. Effective 10/30/2013.

Member, of the Central Valley Regional Water Quality Control Board, vice, self, reappointed. Term ending 09/30/2017.

LAWRENCE K. YEE, has been reappointed to the Los Angeles Regional Water Quality Control Board, where he has served since 2012. Yee has been president and coordinating director of the National Food Commons since 2010. He was a national program leader for food marketing systems innovations at the U.S. Department of Agriculture from 2003 to 2004 and held multiple positions at the University of California Cooperative Extension from 1975 to 2008, including director of the University of California Cooperative Extension in Ventura County and director of the University of California Hansen Trust. Yee is a member of the Los Angeles Food Policy Council. He earned a Master of Business Administration degree in agribusiness from Santa Clara University. Reappointed 10/21/2013. Effective 11/20/2013.

Member, Los Angeles Regional Water Quality Control Board, vice, self, reappointed. Term ending 09/30/2017.

Above appointments referred to the Committee on Rules.

Governor's Office, State Capitol
December 5, 2013

The Honorable Darrell Steinberg
President pro Tempore
California State Senate

Dear Members of the California State Legislature:

I have executed a tribal-state gaming compact between the State of California and the Karuk Tribe, a federally recognized Indian tribe, located in the State of California. I am forwarding copies of this tribal-state gaming compact for consideration by the Legislature.

Sincerely,

EDMUND G. BROWN JR., Governor

Above tribal compact referred to the Committee on Rules.



Governor's Office, State Capitol
December 20, 2013

To the Senate of the State of California:

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

Sincerely,

EDMUND G. BROWN JR., Governor

STEPHEN J. DOLIM, has been appointed to the California Commission on Disability Access. Dolim has been president of Stephen J. Dolim, Architect Inc. since 2005. He was vice president of shopping center management at Cordano Company Inc. from 2005 to 2008 and from 1991 to 1997 and was vice president and director of development at Catlin Properties Inc. from 1997 to 2008. Dolim was director of development at Roebbelen Land Company from 1988 to 1991, senior site development administrator for Mervyn's Stores from 1982 to 1988 and project architect at Panko Sinclair Architects from 1978 to 1981. He is a member of the American Institute of Architects and treasurer of the Certified Access Specialist Institute. Dolim earned a Master of Business Administration degree from the University of California, Berkeley School of Business. Appointed 12/10/2013. Effective 12/18/2013.

Member, California Commission on Disability Access, vice, Richard Luehrs, term expired. Term ending 01/01/2015.

MICHAEL D. STAINER, has been appointed director of the California Department of Corrections and Rehabilitation Division of Adult Institutions, where he has been acting director since 2013 and served as deputy director of facility operations from 2012 to 2013. Stainer held multiple positions at the California Correctional Institution in Tehachapi from 2004 to 2011, including warden, acting warden, chief deputy warden, associate warden and correctional captain. He was a correctional captain at the California State Prison Los Angeles from 2002 to 2004 and held multiple positions at the California Correctional Institution in Tehachapi from 1987 to 2002, including correctional counselor supervisor, lieutenant, sergeant and officer. Appointed 11/19/2013. Effective 11/19/2013.

Director, California Department of Corrections and Rehabilitation Division of Adult Institutions, vice, Kathleen Dickinson, retired 08/01/2013. Term ending at the pleasure of the Governor.



VIMAL J. SINGH, has been appointed associate director of reception center institutions at the California Department of Corrections and Rehabilitation, where he has served as acting director of reception center institutions since 2013. Singh held multiple positions at the California Medical Facility from 2009 to 2013, including warden, acting warden and chief deputy administrator. He held multiple positions at the California State Prison, Solano from 1998 to 2009, including correctional administrator, business manager, accounting officer supervisor, budget analyst, institutional personnel officer and correctional food manager. Singh was a supervising correctional cook at the California State Prison, Sacramento from 1991 to 1998 and a supervising cook at Folsom State Prison and at California State Prison, Sacramento from 1989 to 1991. He was a dietary chef at the University of California, Davis Medical Center from 1987 to 1989. Appointed 12/03/2013. Effective 12/03/2013.

Associate Director, reception center institutions at the California Department of Corrections and Rehabilitation, vice, Kenneth Clark, retired 06/28/2013. Term ending at the pleasure of the Governor.

RALPH M. DIAZ, has been appointed associate director of high security institutions at the California Department of Corrections and Rehabilitation, where he has served as acting associate director of high security institutions since 2013. Diaz held multiple positions at the California Substance Abuse Treatment Facility and State Prison, Corcoran from 2000 to 2013, including warden, acting warden, chief deputy administrator, correctional captain and counselor. He was a correctional counselor and officer at the California State Prison, Corcoran from 1993 to 2000 and a correctional officer at Wasco State Prison from 1991 to 1993. Appointed 12/03/2013. Effective 12/03/2013.

Associate Director, high security institutions at the California Department of Corrections and Rehabilitation, vice, Kelly Harrington, re-assigned. Term ending at the pleasure of the Governor.

MILLICENT A. TIDWELL, has been appointed director of the California Department of Corrections and Rehabilitation Division of Rehabilitative Programs, where she has served as acting director since 2013. Tidwell held multiple positions at the California Department of Alcohol and Drug Programs from 2005 to 2013, including acting deputy director of the Licensing and Certification Division and deputy director of the Office of Criminal Justice Collaboration. She served as chief of the California Department of Corrections Mentally Ill Offender Services from 2000 to 2005 and was a public safety policy analyst in the Office of Governor Gray Davis from 1999 to 2000. Tidwell was an attorney in



private practice from 1997 to 1999. She earned a Juris Doctor degree from the Lincoln Law School of Sacramento. Appointed 11/19/2013. Effective 11/19/2013.

Director, California Department of Corrections and Rehabilitation Division of Rehabilitative Programs, new position. Term ending at the pleasure of the Governor.

SHELLEY ROUILLARD, has been appointed director of the California Department of Managed Health Care, where she has served as chief deputy director since 2011. Rouillard served as deputy director of the California Managed Risk Medical Insurance Board, Benefits and Quality Monitoring Division from 2007 to 2011. She was program director of the Legal Services of Northern California's Health Rights Hotline from 2006 to 2007 and from 1996 to 2004. Rouillard was chief of health policy at the California Public Employees' Retirement System Office of Health Policy and Plan Administration in 2005. She was the principal at Rouillard Consulting from 2001 to 2004 and director of network operations at the Healthcare Compare Corporation from 1991 to 1996. Rouillard was a legislative advocate at the California Rural Legal Assistance Foundation from 1987 to 1991. Appointed 12/01/2013. Effective 12/02/2013.

Director, California Department of Managed Health Care, vice, Brent Barnhart, resigned, 11/30/2013. Term ending at the pleasure of the Governor.

CRYSTAL MILLER-O'BRIEN, has been reappointed to the California Law Revision Commission, where she has served since 2011. Miller-O'Brien has been corporate counsel at Medical Management Consultants Inc. since 2006. She was an attorney at Anderson McPharlin and Conners LLP from 2005 to 2006, at Robie and Matthai PC from 2003 to 2005 and at Bullivant Houser Bailey LLP from 2002 to 2003. Miller-O'Brien was a judicial clerk at the Washington State Supreme Court from 2001 to 2002, a labor and employment law clerk at the Portland City Attorney's Office from 2000 to 2001 and senior claims supervisor at the Employers Insurance Group of Wausau from 1996 to 1998. She was senior claims examiner and hearing representative at the Argonaut Insurance Company from 1990 to 1996, claims representative at Allstate Insurance Company from 1989 to 1990 and grant and project assistant at Howard University's Center for the Study of Disabled Adults from 1988 to 1989. Miller-O'Brien is a member of the Los Angeles Black Women Lawyers Association and the National Bar Association. She earned a Juris Doctor degree from Willamette University College of Law. Reappointed 11/20/2013. Effective 11/27/2013.

Member, California Law Revision Commission, vice, self, reappointed. Term ending 10/01/2017.



ERICK CASALLAS, has been reappointed to the California Commission on Teacher Credentialing, where he has served since 2011. Casallas has been a teacher at Emerson Middle School in Bakersfield since 2006. He was a teacher at Terrace Elementary School in Delano from 2005 to 2006 and at Ford Boulevard Elementary School in Los Angeles from 2002 to 2005, where he served as a Teach for America corps member. Casallas was Kern County teacher of the year in 2011 and Emerson Middle School teacher of the year in 2008. Reappointed 11/26/2013. Effective 12/12/2013.

Member, California Commission on Teacher Credentialing, vice, self, reappointed. Term ending 11/20/2017.

C. MICHAEL COONEY, has been reappointed to the California Commission on Teacher Credentialing, where he has served since 2011. Cooney has been a partner at the Investment Group of Santa Barbara since 1997. He was a partner at Price Postel and Parma from 1969 to 1997. Cooney has served on the Santa Barbara County Planning Commission since 2004. He was a member of the EdFund Board of Directors from 2006 to 2010 and served on the California Student Aid Commission from 2000 to 2004, where he was chair from 2001 to 2004. Cooney was a member of the Montecito Union School District Board of Trustees from 1977 to 1988. He earned a Juris Doctor degree from the University of California, Berkeley, School of Law. Reappointed 11/26/2013. Effective 12/09/2013.

Member, California Commission on Teacher Credentialing, vice, self, reappointed. Term ending 11/20/2017.

LINDA DARLING-HAMMOND, ED.D., has been reappointed to the California Commission on Teacher Credentialing, where she has served since 2011. Darling-Hammond has been a professor at the Stanford University Graduate School of Education since 1998. She founded the Stanford Center for Opportunity Policy in Education in 2008 and the School Redesign Network of Stanford University in 2000 and served as the faculty sponsor for the Stanford Teacher Education Program from 1998 to 2005. Darling-Hammond was executive director at the National Commission on Teaching and America's Future from 1994 to 2001. She was a professor at the Teachers College, Columbia University and co-director at its National Center for Restructuring Education, Schools, and Teaching from 1989 to 1998. Darling-Hammond received the 2011 Brock International Prize in Education and the 2009 McGraw Hill Prize for Innovation in Education. This position requires Senate confirmation and there is no compensation. Reappointed 11/26/2013. Effective 12/11/2013.

Member, California Commission on Teacher Credentialing, vice, self, reappointed. Term ending 11/20/2017.



KATHLEEN E. HARRIS, has been reappointed to the California Commission on Teacher Credentialing, where she has served since 2011. Harris has been a teacher in the Piner-Olivet Union School District since 1986. She was regional director of the California Reading and Literature Project from 1998 to 2009. Reappointed 11/26/2013. Effective 12/02/2013.

Member, California Commission on Teacher Credentialing, vice, self, reappointed. Term ending 11/20/2017.

NANCY A. RAMIREZ, has been reappointed to the California Commission on Teacher Credentialing, where she has served since 2011. Ramirez has been the western regional counsel of the Mexican American Legal Defense and Educational Fund since 2007. She was executive director of the Los Angeles Center for Law and Justice from 2005 to 2007, where she was managing attorney from 2001 to 2005. Ramirez was an adjunct professor at the University of Southern California, Gould School of Law from 2003 to 2004. She was assistant director of outreach at the California Complete Count Campaign from 1999 to 2000 and was director of U.S. Congresswoman Loretta Sanchez's Washington D.C. Office in 1999 and of her Orange County Office from 1997 to 1998. Ramirez was a staff attorney at the Mexican American Legal Defense and Educational Fund from 1991 to 1997 and associate attorney at Whitman and Ransom from 1990 to 1991. She served on the City of Monterey Park Personnel Board from 2003 to 2008. She earned a Juris Doctor degree from Harvard Law School. Reappointed 11/26/2013. Effective 12/12/2013.

Member, California Commission on Teacher Credentialing, vice, self, reappointed. Term ending 11/20/2017.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, January 6, 2014

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

SB 178 SB 456 SB 711 SB 764

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 178—An act to amend Section 798.2 of the Civil Code, relating to mobilehomes.

Bill read second time.

Senate Bill 456—An act to amend Section 1341.1 of the Health and Safety Code, relating to health care coverage.

Bill read second time.



Senate Bill 711—An act to amend Section 121595 of the Health and Safety Code, relating to public health.

Bill read second time.

Senate Bill 764—An act to amend Section 1600 of the Fish and Game Code, relating to fish and wildlife.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, January 6, 2014

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

SB 545

SB 661

SB 650

SB 415

SB 406

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

EVANS, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 545—An act to amend Section 1277 of the Code of Civil Procedure, relating to civil procedure.

Bill read second time.

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

Bill read second time.

Senate Bill 650—An act to amend Section 25249.7 of the Health and Safety Code, relating to toxic chemicals.

Bill read second time.

Senate Bill 415—An act to amend Section 2210 of the Civil Code, relating to civil liability.

Bill read second time.

Senate Bill 406—An act to amend Section 1714 of, and to add Title 11.5 (commencing with Section 1730) to Part 3 of, the Code of Civil Procedure, relating to tribal court civil judgments.

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, January 6, 2014

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

SB 641	SB 577	SB 544	SB 113
SB 766	SB 636	SB 782	SB 266
SB 619	SB 511		

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

DE LEÓN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 641—An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

Senate Bill 766—An act to amend Section 1596.656 of, and to add Chapter 3.37 (commencing with Section 1596.69) to Division 2 of, the Health and Safety Code, relating to child care, and making an appropriation therefor.

Bill read second time.

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

Bill read second time.

Senate Bill 577—An act to amend Sections 4850, 4851, 4854, and 4860 of, to add Section 4868.5 to, and to add and repeal Section 4870 of, the Welfare and Institutions Code, relating to developmental disabilities.

Bill read second time.

Senate Bill 636—An act to amend Section 34188 of the Health and Safety Code, relating to redevelopment.

Bill read second time.

Senate Bill 511—An act to add Part 6 (commencing with Section 71450) to Division 34 of the Public Resources Code, relating to natural resources.

Bill read second time.

Senate Bill 544—An act to add Title 9 (commencing with Section 14060) to Part 4 of the Penal Code, relating to violence prevention.

Bill read second time.



Senate Bill 782—An act to add and repeal Chapter 20 (commencing with Section 26300) to Division 20 of the Health and Safety Code, to amend Section 13836 of the Penal Code, and to add and repeal Part 14.7 (commencing with Section 34001) to Division 2 of the Revenue and Taxation Code, relating to sexual assaults.

Bill read second time.

Senate Bill 113—An act to amend and repeal Sections 2102, 2106, 2150, and 2205 of the Elections Code, relating to elections.

Bill read second time.

Senate Bill 266—An act to add Section 687 to the Business and Professions Code, and to add Section 1250.04 to the Health and Safety Code, relating to health care coverage.

Bill read second time.

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

Committee on Governmental Organization

Senate Chamber, January 6, 2014

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

SB 601

SB 616

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

WRIGHT, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 601—An act to add and repeal Section 19803.5 of the Business and Professions Code, relating to gaming.

Bill read second time.

Senate Bill 616—An act to amend Section 9550 of, and to add and repeal Section 9550.1 of, the Civil Code, relating to public works.

Bill read second time.

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

Committee on Environmental Quality

Senate Chamber, January 6, 2014

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

SB 245

SB 498

SB 812

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

HILL, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 245—An act to add Chapter 6 (commencing with Section 48800) to Part 7 of Division 30 of the Public Resources Code, relating to recycling.

Bill read second time.

Senate Bill 498—An act to amend Section 25251 of the Health and Safety Code, relating to hazardous materials.

Bill read second time.

Senate Bill 812—An act to amend Section 25199.6 of the Health and Safety Code, relating to hazardous waste.

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

Senate Chamber, January 6, 2014

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

SB 560	SB 797	SB 808	SB 693
SB 593	SB 500	SB 772	SB 798

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

WOLK, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 560—An act to add Sections 6357.9, 17137, and 24311 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

Senate Bill 797—An act to amend Sections 17276.21 and 24416.21 of, and to add Sections 17207.1, 19057.5, 19306.5, and 24347.1 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

Senate Bill 808—An act to amend Section 6357.5 of, and to add Section 6357.6 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

Senate Bill 693—An act to add and repeal Sections 17052.5 and 17052.7 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.



Senate Bill 593—An act to add and repeal Title 15.5 (commencing with Section 97000) of the Government Code, relating to social impact partnerships.

Bill read second time.

Senate Bill 500—An act to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

Senate Bill 772—An act to add Section 71760 to the Water Code, relating to drinking water.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 772 pursuant to Joint Rule 58.

SENATOR ROTH

Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 772.

STEINBERG, Chair

Senate Bill 798—An act to add Division 4 (commencing with Section 64300) to Title 6.7 of the Government Code, and to amend Section 39712 of the Health and Safety Code, relating to infrastructure finance, and making an appropriation therefor.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 798 pursuant to Joint Rule 58.

SENATOR DE LEÓN

Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 798.

STEINBERG, Chair

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

Committee on Education

Senate Chamber, January 6, 2014

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

AB 834

SB 35

SB 174

SB 596



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 834—An act to amend Section 94910 of, and to add Section 94910.5 to, the Education Code, relating to private postsecondary education.

Bill read second time.

Senate Bill 35—An act to add Article 10 (commencing with Section 66090) to Chapter 2 of Division 5 of Title 3 of the Education Code, relating to higher education.

Bill read second time.

Senate Bill 174—An act to amend Section 41976 of the Education Code, relating to adult education.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 174 pursuant to Joint Rule 58.

SENATOR DE LEÓN

Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 174.

STEINBERG, Chair

Senate Bill 596—An act to add Section 33319.1 to the Education Code, relating to pupil health.

Bill read second time.

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

Committee on Energy, Utilities and Communications

Senate Chamber, January 6, 2014

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

SB 674

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

PADILLA, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 674—An act to amend Section 399.20 of the Public Utilities Code, relating to energy.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, January 6, 2014

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

SB 40

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

PAVLEY, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 40—An act to amend Section 79700 of, and to amend the heading of Division 26.7 (commencing with Section 79700) of, the Water Code, to amend Section 3 of Chapter 3 of the Seventh Extraordinary Session of the Statutes of 2009, to amend Section 9 of Chapter 126 of the Statutes of 2010, and to amend Section 2 of Chapter 226 of the Statutes of 2010, relating to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 40 pursuant to Joint Rule 58.

SENATOR PAVLEY

Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 40.

STEINBERG, Chair

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

Committee on Business, Professions and Economic Development

Senate Chamber, January 6, 2014

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

AB 759

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 759—An act to amend Sections 7570, 7574.14, 7580.6, 7580.12, 7581, 7581.1, 7581.3, 7582.05, 7582.1, 7582.11, 7582.13, 7582.2, 7582.20, 7582.22, 7582.26, 7582.27, 7582.3, 7582.5, 7582.9, 7583, 7583.1, 7583.2, 7583.21, 7583.38, 7583.39, 7583.42, 7583.46, 7583.6, 7583.7, 7583.9, 7586, 7588, and 7590.3 of, to amend the heading of Article 4 (commencing with Section 7583) of Chapter 11.5 of Division 3 of, and to repeal and add Section 7580.2 of, the Business and Professions Code, to amend Section 53069.8 of the Government Code, to amend Section 512 of the Labor Code, to amend Sections 11105.4 and 22835 of the Penal Code, and to amend Sections 120220.5 and 125220 of the Public Utilities Code, relating to private patrol operators.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 759 pursuant to Joint Rule 58.

ASSEMBLY MEMBER DALY

Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 759.

STEINBERG, Chair

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

Committee on Public Safety

Senate Chamber, January 6, 2014

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

SB 199 SB 388 SB 386 SB 803

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

HANCOCK, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 199—An act to amend Sections 1230 and 1230.1 of the Penal Code, relating to community corrections.

Bill read second time.

Senate Bill 388—An act to amend Sections 3253 and 3303 of the Government Code, relating to public employment.

Bill read second time.

Senate Bill 386—An act to amend Section 290.03 of the Penal Code, relating to registered sex offenders.

Bill read second time.



Senate Bill 803—An act to add Section 1202.9 to the Penal Code, relating to false documents.

Bill read second time.

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

Committee on Transportation and Housing

Senate Chamber, January 6, 2014

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

SB 573

SB 469

AB 418

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

DESAULNIER, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 573—An act to amend Section 2416 of the Vehicle Code, relating to vehicles.

Bill read second time.

Senate Bill 469—An act to Chapter 4 (commencing with Section 22160) to Part 3 of Division 2 of the Public Contract Code, relating to local public transit.

Bill read second time.

Assembly Bill 418—An act relating to electric vehicles, and making an appropriation therefor.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 418 pursuant to Joint Rule 58.

ASSEMBLY MEMBER MULLIN

Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 418.

STEINBERG, Chair

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

Committee on Human Services

Senate Chamber, January 6, 2014

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

SB 663

SB 579



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

YEE, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 663—An act to add Section 1385 to the Evidence Code, and to amend Sections 261, 286, 288, 288a, 289, 1048.1, and 1050 of, and to add Section 13519.06 to, the Penal Code, relating to crime.

Bill read second time.

Senate Bill 579—An act to add Section 4751 to the Welfare and Institutions Code, relating to developmental services.

Bill read second time.

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

Committee on Elections and Constitutional Amendments

Senate Chamber, January 6, 2014

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

SB 712

SB 268

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

Senate Bill 712—An act to amend Section 8605 of the Elections Code, relating to elections.

Bill read second time.

Senate Bill 268—An act to amend Section 170.1 of the Code of Civil Procedure, and to amend Sections 56100.1, 84101, 84103, 84108, 84203.3, 84215, 84216, 84218, 84300, 84602, 84605, 85500, 89511.5, 89513, and 90002 of, to repeal Sections 82036, 82036.5, 84200.5, 84200.6, 84200.7, 84200.8, 84200.9, 84202.3, 84202.5, 84202.7, 84203, 84203.5, 84204, 84204.5, 84205, 84206, 84209, 84211, 84216.5, 84220, and 85309 of, to repeal Article 2.5 (commencing with Section 84250) of Chapter 4 of Title 9 of, and to repeal and add Section 84200 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 268 pursuant to Joint Rule 58.

SENATOR GAINES



Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 268.

STEINBERG, Chair

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

Committee on Labor and Industrial Relations

Senate Chamber, January 6, 2014

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

SB 554

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

MONNING, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 554—An act to add Section 515.3 to the Labor Code, relating to employment.

Bill read second time.

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

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 240** was withdrawn from the Committee on Education and re-referred to the Committee on Elections and Constitutional Amendments and to the Committee on Education.

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

Senate Chamber, January 6, 2014

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

SB 240

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

Senate Bill 240—An act to add Section 12289 to the Elections Code, relating to elections.

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, January 6, 2014

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

SB 280 SB 423 SB 477 SB 575

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

STEINBERG, Chair

Second Reading of Bills—Author's Amendments**Senate Bill 280**—An act relating to state government.

Bill read second time.

Senate Bill 423—An act to amend Section 3616 of, and to add Section 3616.1 to, the Government Code, relating to the San Francisco Bay Area Rapid Transit District, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Senate Bill 477—An act relating to the Political Reform Act of 1974.

Bill read second time.

Senate Bill 575—An act relating to foster care.

Bill read second time.

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

Committee on Health

Senate Chamber, January 6, 2014

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

AB 471

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 471—An act to amend Section 14593 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 471 pursuant to Joint Rule 58.

ASSEMBLY MEMBER ATKINS



Permission of Rules Committee

Senate Chamber, January 6, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 471.

STEINBERG, Chair

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

Committee on Appropriations

Senate Chamber, January 6, 2014

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

SB 166

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

DE LEÓN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 166—An act to add Section 634.3 to the Welfare and Institutions Code, relating to juveniles.

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, January 6, 2014

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

SB 747

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

HERNANDEZ, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 747—An act to add Article 6 (commencing with Section 108670) to Chapter 5 of Part 3 of Division 104 of the Health and Safety Code, relating to public health.

Bill read second time.

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



REQUEST FOR UNANIMOUS CONSENT (SB 761)

Senator DeSaulnier asked for, and was granted, unanimous consent that SB 761 be taken from the inactive file and taken up at this time.

Consideration of Senate Bill 761

Senate Bill 761—An act to amend Section 3301 of the Unemployment Insurance Code, relating to disability insurance.

Bill read second time.

Motion to Amend

Amendments to SB 761 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed, engrossed, and to second reading.

REQUEST FOR UNANIMOUS CONSENT (SB 434)

Senator Hill asked for, and was granted, unanimous consent that SB 434 be taken from the inactive file and taken up at this time.

Consideration of Senate Bill 434

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

Bill read second time.

Motion to Amend

Amendments to SB 434 proposed by Senator Hill were read and adopted and the measure ordered printed, engrossed, and to second reading.

REQUEST FOR UNANIMOUS CONSENT (SB 673)

Senator DeSaulnier asked for, and was granted, unanimous consent that SB 673 be taken from the inactive file and taken up at this time.

Consideration of Senate Bill 673

Senate Bill 673—An act to add Section 65957.6 to the Government Code, relating to land use.

Bill read second time.

Motion to Amend

Amendments to SB 673 proposed by Senator DeSaulnier were read and adopted and the measure ordered printed, engrossed, and to second reading.

RE-REFERENCE TO COMMITTEE

Pursuant to Senate Rule 29.10, **SB 673** and **SB 761** were re-referred to the Committee on Rules.



REQUEST TO TAKE UP WITHOUT REFERENCE TO FILE

Without objection, the following resolution was offered and taken up by Senator Steinberg:

Senate Resolution 21

Senate Resolution 21—Relative to election of members of the Committee on Rules.

Resolution read and presented by Senator Steinberg.

Roll Call

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

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

NOES (0)—None.

MOMENT OF SILENCE

Senator Padilla requested that the Senate observe a moment of silence to honor former President of South Africa Nelson Mandela.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day due to illness (waives per diem): Senator Wyland.

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

FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH

At 3:15 p.m., on motion of Senator Steinberg, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Steinberg moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Tuesday, January 7, 2014.

Motion carried.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

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

Senate Bill 827: By Senator Liu—An act to amend Sections 27297.6 and 27387.1 of the Government Code, relating to local government.

Senate Bill 828: By Senators Lieu and Anderson—An act to add Chapter 32.5 (commencing with Section 7599) to Division 7 of Title 1 of



the Government Code, relating to state and local government, and declaring the urgency thereof, to take effect immediately.

Senate Bill 829: By Senator Galgiani—An act relating to parks, declaring the urgency thereof, to take effect immediately.

Senate Bill 830: By Senator Galgiani—An act to amend Section 128745 of the Health and Safety Code, relating to health care.

Senate Bill 831: By Senator Hill (Principal coauthor: Senator Beall) (Principal coauthors: Assembly Members Garcia and Levine)—An act to amend Sections 82015, 89506, and 89515 of, and to add Sections 87106, 89512.7, and 89515.5 to, the Government Code, relating to the Political Reform Act of 1974.

Senate Bill 832: By Senator Gaines (Principal coauthor: Assembly Member Dahle)—An act to amend Section 4212 of the Public Resources Code, relating to forestry and fire prevention.

Senate Bill 833: By Senator Liu—An act to repeal and add Section 4024 of the Penal Code, relating to jails.

Senate Bill 834: By Senator Huff—An act to add Section 21080.38 to the Public Resources Code, relating to environmental quality, and declaring the urgency thereof, to take effect immediately.

Senate Bill 835: By Senator Hill—An act to amend Section 14288 of, and to add Article 4.5 (commencing with Section 18770) to Chapter 4 of Part 3 of Division 9 of, the Food and Agricultural Code, relating to food and agriculture.

Senate Bill 836: By Senator Corbett—An act relating to health.

Senate Bill 837: By Senators Steinberg, Beall, Block, DeSaulnier, Hancock, Hill, Lara, Leno, Liu, and Wolk (Coauthor: Assembly Member Bonta)—An act to amend Sections 46300 and 48000 of, and to add Article 1.5 (commencing with Section 48005.10) to Chapter 1 of Part 27 of Division 4 of Title 2 of, the Education Code, relating to transitional kindergarten.

Senate Bill 838: By Senator Beall—An act to amend Section 647 of the Penal Code, relating to disorderly conduct.

Senate Bill 839: By Senator Correa—An act to amend Section 999.6 of the Military and Veteran's Code, relating to veterans.

Senate Concurrent Resolution 73: By Senator Mitchell—Relative to Martin Luther King, Jr. Day.

Senate Concurrent Resolution 74: By Senator Galgiani—Relative to the Officer Kevin Tonn Memorial Highway.



Senate Concurrent Resolution 75: By Senator Galgiani—Relative to chronic obstructive pulmonary disease awareness.

Senate Resolution 22: By Senator Huff—Relative to School Choice Week.

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **SB 35** was withdrawn from the Committee on Education and re-referred to the Committee on Rules;

SB 268 and **SB 712** were withdrawn from the Committee on Elections and Constitutional Amendments and re-referred to the Committee on Rules;

SB 386 and **SB 803** were withdrawn from the Committee on Public Safety and re-referred to the Committee on Rules;

SB 616 was withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Rules;

SB 636 and **SB 782** were withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules;

SB 808 and **SB 593** were withdrawn from the Committee on Governance and Finance and re-referred to the Committee on Rules;

SB 663 was withdrawn from the Committee on Human Services and re-referred to the Committee on Public Safety;

SB 245 was withdrawn from the Committee on Environmental Quality and re-referred to the Committee on Rules;

SB 266 and **SB 511** were withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules;

SB 674 was withdrawn from the Committee on Energy, Utilities and Communications and re-referred to the Committee on Rules;

AB 418 was withdrawn from the Committee on Transportation and Housing and re-referred to the Committee on Rules; and

SB 772 and **SB 500** were withdrawn from the Committee on Governance and Finance and re-referred to the Committee on Rules.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Corbett requested that when the Senate adjourns this day it do so in memory of Dorothy Geraldine “Gerry” Harrison of Fremont and Karin Mohr of Pleasanton.

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

Senators DeSaulnier and Gaines requested that when the Senate adjourns this day it do so in memory of Robert Glenn Cornwell Sr. of Roseville.



Senator Fuller requested that when the Senate adjourns this day it do so in memory of Howard Auld of Ridgecrest.

Senator Hancock requested that when the Senate adjourns this day it do so in memory of William Allen Lewis of Albany, Susan Rasky of El Cerrito, Martin Rabkin of Berkeley, and Saul Zaentz of San Francisco.

Senator Huff requested that when the Senate adjourns this day it do so in memory of Percy White of Elk Grove and Donald Parker of Corning.

Senator Knight requested that when the Senate adjourns this day it do so in memory of Kurt Caselli of Palmdale.

Senators Leno and Pavley requested that when the Senate adjourns this day it do so in memory of Alice Zerbola Seeman of Malibu.

Senator Lieu requested that when the Senate adjourns this day it do so in memory of Jim Buescher of Manhattan Beach.

Senator Monning requested that when the Senate adjourns this day it do so in memory of SFC Sean K. Mitchell of Monterey.

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

Senators Vidak and Berryhill requested that when the Senate adjourns this day it do so in memory of former State Senator George Zenovich of Fresno.

Senators Vidak and Fuller requested that when the Senate adjourns this day it do so in memory of Deputy Jeremy Meyst of Visalia.

Senator Yee requested that when the Senate adjourns this day it do so in memory of Elizabeth "Libby" Denebeim of San Francisco and Fung King Chan of Oakland.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, January 7, 2014.

PAULA K. ROSSETTO, Minute Clerk

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