

CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED THIRTY-FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, January 13, 2014

The Senate met at 2:07 p.m.
Hon. Alex Padilla, of the 20th District, presiding.
Secretary Greg Schmidt at the Desk.
Assistant Secretary Zachary L. Twilla reading.

QUORUM CALL OF THE SENATE

Without objection, a quorum call was placed upon the Senate.
The President directed the Sergeant at Arms to close the doors and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE ROLL CALL

The roll was called and the following Senators answered to their names:
Beall, Berryhill, Block, Calderon, Cannella, Corbett, 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, Wyland,
and Yee—35.

Quorum present.

*(NOTE: Senator Wright will be excused this day on personal business,
Senators Anderson and Nielsen will be excused this day due to illness, and
Senator Correa will be excused this day due to jury duty.)*



PRAYER

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

The nature of being human is to seek a greater understanding of our lives, to examine our existence, and even to question our purpose on this earth. For each of us these questions have different answers.

For the Rev. Martin Luther King, Jr., the purpose of life was not to glorify oneself, to work for riches or for fame. No, as this servant of God once said “Life’s most persistent and urgent question is, ‘What are you doing for others?’”

When we serve our fellow human beings, when we elevate their reality, when we strengthen their dignity, when we protect their rights and listen to their cries, we are not only serving them, but we are also serving our Creator.

We turn to the Holy One for inspiration and strength as we ask ourselves, “what are we doing for others?” Whether we are politicians, civil servants, or private citizens, whether we are people who have faith in God or in each other, this essential question “what are we doing for others?” has the ability to not only provide meaning to our own lives, but also the power to bring redemption into our world.

May the One in whose image we were created help us to see what is divine, holy and sacred in our fellow human beings. May we find satisfaction and meaning in a life of serving others. And may we through our lives, make this world a better place for all people. May this be God’s will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Senate Chamber, January 13, 2014

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

SB 792

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 792—An act to amend Section 65080 of, and to add Sections 66537.1, 66537.2, 66537.3, 66537.4, 66537.6, and 66537.7 to, the Government Code, relating to planning.

Bill read second time.

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



Committee on Agriculture

Senate Chamber, January 13, 2014

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

AB 1414

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

GALGIANI, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1414—An act to amend Section 12102 of the Business and Professions Code, relating to weights and measures.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 1414 pursuant to Joint Rule 58.

ASSEMBLY MEMBER EGGMAN

Permission of Rules Committee

Senate Chamber, January 13, 2014

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1414.

STEINBERG, Chair

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

MOTION TO REFER MEASURE TO INACTIVE FILE

Senator Leno moved that **AB 84** be placed on the inactive file.

Motion carried.

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

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

SUSAN K. BURR, Member, State Board of Education.

NICOLASA I. SANDOVAL Ph.D., Member, State Board of Education.

ILENE W. STRAUS Ed.D., Member, State Board of Education.

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 (35)—Senators Beall, Berryhill, Block, Calderon, Cannella, Corbett, 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, Wyland, and Yee.

NOES (0)—None.

Consideration of Governor's Appointments

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

DORENE D'ADAMO, Member, State Water Resources Control Board.

TAM M. DODUC, Member, State Water Resources Control Board.

FRANCES S. WEBER, Member, State Water Resources Control Board.

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 (35)—Senators Beall, Berryhill, Block, Calderon, Cannella, Corbett, 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, Wyland, and Yee.

NOES (0)—None.

REQUEST TO BE ADDED TO ROLL CALL

January 13, 2014

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:

Gov. Appts.—Burr et al.—Aye

Gov. Appts.—D'Adamo et al.—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 personal business: Senator Wright.

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

The following Senator was granted leave of absence for the day due to jury duty: Senator Correa.

FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH

At 2:25 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 14, 2014.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, January 13, 2014

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

SCR 73.

Committee on Business, Professions and Economic Development

Date of Hearing, January 13, 2014

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

SB 500 SB 511 AB 467

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

LIEU, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, January 13, 2014

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

AB 759

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

LIEU, Chair

Above measure ordered to second reading.

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 892: By Senator Hancock (Coauthors: Assembly Members Ammiano and Skinner)—An act relating to state prisons.

Senate Bill 893: By Senator Hill—An act to add Title 1.81.23 (commencing with Section 1798.90.5) to Part 4 of Division 3 of the Civil Code, relating to personal information.



Senate Bill 894: By Senator Corbett—An act to amend Section 1569.525 of the Health and Safety Code, relating to residential care facilities for the elderly.

Senate Bill 895: By Senator Corbett—An act to amend Section 1569.33 of the Health and Safety Code, relating to residential care facilities for the elderly.

Senate Bill 896: By Senator Correa—An act to add Sections 22066 and 22067 to the Financial Code, relating to finance lenders.

Senate Bill 897: By Senator Steinberg—An act to amend Section 84830 of, and to add Sections 33134 and 52377.5 to, the Education Code, and to repeal Section 86 of Chapter 48 of the Statutes of 2013, relating to educational programs.

Senate Bill 898: By Senator Cannella (Principal coauthor: Assembly Member Gray)—An act to add Section 16301.3 to the Government Code, relating to state government.

SENATE COMMITTEE ROLL CALLS

Committee on Business, Professions and Economic Development

SB 500—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

SB 511—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

AB 467—Do pass and re-refer to Committee on Appropriations

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

NOES (0)—None.

AB 759—Do pass as amended and re-refer to Committee on Appropriations

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

NOES (0)—None.

Date of Hearing: 1/13/2014

Lieu (Chair)



REQUESTS TO ADJOURN IN MEMORIAM

Senator Block requested that when the Senate adjourns this day it do so in memory of Louis Terrell of Del Mar.

Senator DeSaulnier requested that when the Senate adjourns this day it do so in memory of Barry Taylor of Danville.

Senator Evans requested that when the Senate adjourns this day it do so in memory of Matthew Walker and John Edward McDonald of Santa Rosa.

Senator Galgiani requested that when the Senate adjourns this day it do so in memory of Officer Kevin Tonn of Galt and David Gould of Stockton.

Senator Liu requested that when the Senate adjourns this day it do so in memory of Barbara J. Pearson of Altadena and Ken Schechter and Leola Suddeth Kennedy of Pasadena.

Senator Pavley requested that when the Senate adjourns this day it do so in memory of Arthur Hirshberg of Van Nuys.

Senator Wolk requested that when the Senate adjourns this day it do so in memory of James Ernest of Dixon and George Boyet of Napa.

Senator Wyland requested that when the Senate adjourns this day it do so in memory of Jerry Coleman of San Diego.

Senator Yee requested that when the Senate adjourns this day it do so in memory of Rodolfo "Rudy" Hernandez of Fresno.

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 14, 2014.

PAULA K. ROSSETTO, Minute Clerk

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