

CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED FIFTY-FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Friday, February 14, 2014

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, Fuller, Gaines, Galgiani, Hernandez, Hill, Hueso, Huff, Knight, Leno, Lieu, Mitchell, Monning, Nielsen, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, Wright, and Yee—32.

Quorum present.

(NOTE: Senator Padilla will be excused this day on legislative business, Senators Evans, Jackson, Lara, Liu, and Wyland will be excused this day on personal business, and Senator Hancock will be excused this day due to illness.)



PRAYER

Upon invitation of the President, the following prayer was offered by Rabbi Lee Bycel, Congregation Beth Shalom, Napa:

We pray to God, to all that is Transcendent, to all that is Sacred, to the conscience that resides in each of us: In a world filled with turbulence and chaos, we are grateful for this body of Legislators and leaders who seek to make California a more safe, humane and just place. In this world where we are in great need of hope and optimism, our hearts yearn for leadership that will give us that inspiration.

We ask that on this Valentine's Day that you our leaders take to heart in your work the real meaning of love and compassion and look beyond the commercialism of this holiday. Love is about caring, respecting, listening, feeling and really being there for other people. Love is about seeing beyond laws and partisan challenges and knowing that the important work you do is because you, all of you, want more people to live in a society where they are shown love and compassion and have every opportunity to fulfill their dream of a meaningful and good life.

As Ghandi said "Where there is love, there is life." I would modify that just a bit for the world of 2014—Unless we really start appreciating the value of love and really loving the people we share this planet with, we run the risk of doing great damage to community, culture and life.

May you be granted courage and humility as you continue to do this sacred work—and may you continue to appreciate that just as important as justice and equality are to the people of California—love and compassion are of vital importance. It is through your work and transforming ideals into reality that we shape a world that is more loving and humane.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

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

Assembly Bill 1124—An act to amend Section 14105.22 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Assembly Bill 1303—An act to amend Section 19605.7 of, and to add Section 19549.16 to, the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.



SENATE RULE 55 WAIVED

Without objection, Senate Rule 55 was waived to allow lobbyists on the floor during a special presentation.

RE-REFERENCE TO COMMITTEE

Pursuant to Senate Rule 29.10, **AB 1303** was re-referred to the Committee on Rules.

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

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

DAVID CONNOLLY, Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun.

JOSEPH A. LONG, Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun.

JOHN J. SCHNEIDER, Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun.

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 (32)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Fuller, Gaines, Galgiani, Hernandez, Hill, Hueso, Huff, Knight, Leno, Lieu, Mitchell, Monning, Nielsen, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, Wright, and Yee.

NOES (0)—None.

THIRD READING OF SENATE BILLS

Senate Resolution 27—Relative to National Engineers Week.

Resolution read third time and presented by Senator Cannella.

Roll Call

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

AYES (32)—Senators Anderson, Beall, Berryhill, Block, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Fuller, Gaines, Galgiani, Hernandez, Hill, Hueso, Huff, Knight, Leno, Lieu, Mitchell, Monning, Nielsen, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, Wright, and Yee.

NOES (0)—None.



LEAVES OF ABSENCE FOR THE DAY

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

The following Senators were granted leaves of absence for the day due to personal business: Senators Evans, Jackson, Lara, Liu, and Wyland.

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

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

At 9:40 a.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, February 18, 2014.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Human Services**

Senate Chamber, February 14, 2014

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

SB 894

SB 895

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 894—An act to amend Section 1569.525 of the Health and Safety Code, relating to residential care facilities for the elderly.

Bill read second time.

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

Bill read second time.

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

Committee on Health

Date of Hearing, February 12, 2014

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

AB 369



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

HERNANDEZ, Chair

Above measure ordered to second reading.

Committee on Natural Resources and Water

Senate Chamber, February 14, 2014

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

SB 832

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 832—An act to amend Section 4212 of the Public Resources Code, relating to forestry and fire prevention.

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

Senate Bill 1016: By Senator Wyland—An act to amend Section 17070.30 of the Education Code, relating to school facilities.

Senate Bill 1017: By Senator Evans—An act to add Chapter 8 (commencing with Section 99500) to Part 65 of Division 14 of Title 3 of the Education Code, and to add Part 21 (commencing with Section 42001) to Division 2 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Senate Bill 1018: By Senator De León—An act to amend Section 5918 of the Food and Agricultural Code, relating to pest control.

Senate Bill 1019: By Senator Leno—An act to amend Section 71113 of the Public Resources Code, relating to the environment.

Senate Bill 1020: By Senator Monning—An act to add Article 11.6. (commencing with Section 25243) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to hazardous waste.

Senate Bill 1021: By Senator Wolk—An act to amend Section 50079 of the Government Code, relating to taxation.

Senate Bill 1022: By Senator Huff—An act to add Section 66014.3 to the Education Code, relating to public postsecondary education.



Senate Bill 1023: By Senator Liu (Coauthor: Senator Steinberg)—An act to add Article 4.3 (commencing with Section 79156) to Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code, relating to community colleges.

Senate Bill 1024: By Senator Gaines—An act to amend Section 71002 of the Education Code, relating to community colleges.

Senate Bill 1025: By Senator Torres—An act to amend Section 2266 of the Vehicle Code, relating to public employment.

Senate Bill 1026: By Senator Vidak—An act to amend Section 3291 of the Civil Code, relating to damages.

Senate Bill 1027: By Senator Hill—An act to add Title 1.18.27 (commencing with Section 1798.91.1) to Article 12 of Chapter 1 of Part 4 of Division 3 of the Civil Code, relating to personal data.

Senate Bill 1028: By Senator Jackson—An act to amend Section 69439 of the Education Code, relating to student financial aid.

Senate Bill 1029: By Senator Hancock—An act to amend Section 18901.3 of, to add Section 18901.35 to, to repeal Section 17012.5 of, and to repeal and add Section 11251.3 of, the Welfare and Institutions Code, relating to social services.

Senate Bill 1030: By Senator De León—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Senate Bill 1031: By Senator De León—An act relating to state claims, and declaring the urgency thereof, to take effect immediately.

Senate Bill 1032: By Senator Torres—An act to amend Section 17015 of the Revenue and Taxation Code, relating to taxation.

Senate Bill 1033: By Senator Torres—An act to amend Section 65583 of the Government Code, relating to local planning.

Senate Bill 1034: By Senator Monning—An act to amend Sections 1357.51, 1357.514, 1357.600, and 1357.614 of, and to repeal and add Sections 1357.506 and 1357.607 of, the Health and Safety Code, and to amend Sections 10198.7, 10753.05, 10755, and 10755.05 of, and to repeal and add Sections 10753.08 and 10755.08 of, the Insurance Code, relating to health care coverage.

Senate Concurrent Resolution 81: By Senator Monning—Relative to California Essential Tremor Awareness Month.



REQUESTS TO ADJOURN IN MEMORIAM

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of Mary Chitakian and Steve Philibos of Fresno and Blake Hennings of Modesto.

Senator Calderon requested that when the Senate adjourns this day it do so in memory of Jesus Antonio Avalos of East Los Angeles.

Senator Gaines requested that when the Senate adjourns this day it do so in memory of Carrie Herbertson of El Dorado Hills.

Senator Hill requested that when the Senate adjourns this day it do so in memory of Shirley Temple Black of Woodside.

Senator Hueso requested that when the Senate adjourns this day it do so in memory of Leonard Knight of San Diego.

Senator Nielsen requested that when the Senate adjourns this day it do so in memory of Paul Wesley Henry of Placer County.

Senator Steinberg requested that when the Senate adjourns this day it do so in memory of Shirley Ahuna of Las Vegas, NV.

Senator Vidak requested that when the Senate adjourns this day it do so in memory of Joe Levy of Fresno.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 2 p.m., Tuesday, February 18, 2014.

PAULA K. ROSSETTO, Minute Clerk

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