

## CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED NINETY-FIRST LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Monday, May 5, 2014

The Senate met at 12:30 p.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, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, and Wyland—37.

Quorum present.

*(NOTE: Senators Calderon, Wright, and Yee will be excused this day on personal business.)*



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

*Creator of all humanity,*

Today throughout California many of our brothers and sisters will be celebrating Cinco de Mayo, a day that extols the virtues and necessity of freedom and democracy.

Benito Juarez, a beloved 19th century President of Mexico, and servant of its people once observed that “among individuals, as among nations, peace is the respect of others’ rights.”

On this day let us be mindful of this truth, that when we respect each and every individual and the rights given to them, both by God and by governments, we create a stronger, more just, and more peaceful society.

May we be ever inspired by those who have stood up to injustice, fought for freedom and have treated their fellow human beings with dignity and respect.

May this be God’s will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, May 1, 2014

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

ACR 122

ACR 123

ACR 136

E. DOTSON WILSON, Chief Clerk of the Assembly

**FIRST READING OF ASSEMBLY MEASURES**

The following measures were read the first time and referred to the Committee on Rules:

**Assembly Concurrent Resolution 122**—Relative to Bone Marrow Donation Awareness Month.

**Assembly Concurrent Resolution 123**—Relative to Arthritis Awareness Month.

**Assembly Concurrent Resolution 136**—Relative to National Strawberry Month.

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

Date of Hearing, April 29, 2014

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

SB 1438



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

HANCOCK, Chair

Above measure ordered to second reading.

**Committee on Judiciary**

Date of Hearing, April 29, 2014

Madam President: The Committee on Judiciary, to which were referred:

SB 974          SB 1266          SB 1357          SB 1385

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

JACKSON, Chair

Above measures ordered to second reading.

**Committee on Appropriations**

Senate Chamber, May 5, 2014

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

SB 1381

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 1381**—An act to amend Section 111910 of, to add Section 110663 to, and to add Article 6.6 (commencing with Section 110808) to Chapter 5 of Part 5 of Division 104 of, the Health and Safety Code, relating to genetically engineered food.

Bill read second time.

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

Senate Chamber, May 5, 2014

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

SB 844

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 844**—An act to amend Sections 9084 and 9086 of the Elections Code, and to amend Sections 88001 and 88002 of, and to add Section 12173.5 to, the Government 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 Energy, Utilities and Communications**

Date of Hearing, April 29, 2014

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

SCR 108

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

PADILLA, Chair

Above measure ordered to second reading.

Date of Hearing, April 29, 2014

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

SB 1389

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

PADILLA, Chair

Above measure ordered to second reading.

**Committee on Public Safety**

Senate Chamber, May 5, 2014

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

AB 1327

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

HANCOCK, Chair

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

**Assembly Bill 1327**—An act to add Section 6254.31 to the Government Code, and to add Title 14 (commencing with Section 14350) to Part 4 of the Penal Code, relating to unmanned aircraft systems.

Bill read second time.

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



**Committee on Health**

Date of Hearing, April 30, 2014

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

SB 972

SB 1341

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 measures ordered to second reading.

**Committee on Public Safety**

Date of Hearing, April 29, 2014

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

SB 1456

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

HANCOCK, Chair

Above measure ordered to second reading.

**Committee on Natural Resources and Water**

Date of Hearing, April 29, 2014

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

SB 1199

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

PAVLEY, Chair

Above measure ordered to second reading.

**Committee on Judiciary**

Senate Chamber, May 5, 2014

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

AB 1810

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

JACKSON, Chair

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

**Assembly Bill 1810**—An act to amend Sections 1834.5 and 1834.6 of the Civil Code, relating to deposits.

Bill read second time.

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



**Committee on Governance and Finance**

Date of Hearing, April 30, 2014

Madam President: The Committee on Governance and Finance, to which were referred:

SB 1214

SB 1455

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

WOLK, Chair

Above measures ordered to second reading.

**Committee on Appropriations**

Senate Chamber, May 5, 2014

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

SB 993

SB 997

SB 1117

SB 1127

SB 1219

SB 1236

SB 1402

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

DE LEÓN, Chair

Above measures ordered to second reading.

**Committee on Transportation and Housing**

Senate Chamber, May 5, 2014

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

AB 1324

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**

**Assembly Bill 1324**—An act to amend Section 9250.14 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read second time.

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

**Committee on Energy, Utilities and Communications**

Date of Hearing, April 29, 2014

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

SB 936

SB 1139

SB 1277

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

PADILLA, Chair

Above measures ordered to second reading.

**Committee on Appropriations**

Senate Chamber, May 5, 2014

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

SB 1075	SB 1206	SB 1240	SB 1311
SB 1356	SB 1417	SB 1463	SB 1465

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

DE LEÓN, Chair

Above measures ordered to second reading.

**Committee on Environmental Quality**

Date of Hearing, April 30, 2014

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

SB 1132

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

HILL, Chair

Above measure ordered to second reading.

Date of Hearing, April 30, 2014

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

SB 1275

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

HILL, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, May 5, 2014

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

SB 1082

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 1082**—An act to add Section 33319.7 to the Education Code, relating to state educational agencies.

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, May 5, 2014

Madam President: The Committee on Rules has examined:

SCR 94

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 5th day of May, 2014, at 11:45 a.m.

STEINBERG, Chair

**Committee on Appropriations**

Senate Chamber, May 5, 2014

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

SB 898

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

DE LEÓN, Chair

Above measure ordered to second reading.

Senate Chamber, May 5, 2014

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

SB 1259

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 1259**—An act to amend Sections 6120 and 10004.6 of the Water Code, relating to water.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, May 5, 2014

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

AB 1938





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

JACKSON, Chair

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

**Assembly Bill 1938**—An act to amend Section 340.3 of the Code of Civil Procedure, relating to actions for damages.

Bill read second time.

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

**Committee on Transportation and Housing**

Date of Hearing, April 29, 2014

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

SB 1134

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

DESAULNIER, Chair

Above measure ordered to second reading.

**CONSIDERATION OF DAILY FILE**

**SECOND READING OF SENATE BILLS**

**Senate Bill 1328**—An act to amend Section 13350 of, and to add Sections 12022.7 and 13304 to, the Business and Professions Code, relating to weights and measures.

Bill read second time.

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

**Senate Bill 1060**—An act to amend Section 44277 of the Education Code, relating to school employees.

Bill read second time, ordered engrossed, and to Consent Calendar.

**Senate Bill 1039**—An act to amend Sections 4052.6 and 4115 of, and to add Sections 4119.6 and 4119.7 to, the Business and Professions Code, and to amend Sections 11150 and 11210 of the Health and Safety Code, relating to pharmacies.

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.



**Senate Bill 969**—An act to amend Sections 8847 and 8847.1 of, to amend the heading of Chapter 11 (commencing with Section 8847) of Division 1 of Title 2 of, and to add Sections 8849 and 8850 to, the Government Code, relating to public works.

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.

**Senate Bill 1178**—An act to add Section 4688.7 to the Welfare and Institutions Code, relating to developmental disabilities.

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.

**Senate Bill 1350**—An act to add Section 118502 to the Health and Safety Code, relating to public accommodations.

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.

**Senate Bill 1414**—An act to amend Sections 380 and 454.5 of the Public Utilities Code, relating to electricity.

Bill read second time.

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

**Senate Bill 1122**—An act to add Division 44 (commencing with Section 75200) to the Public Resources Code, relating to sustainable communities.

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.

**Senate Bill 1358**—An act to add Sections 15805 and 50535 to the Government Code, and to amend Section 114276 of, and to add Section 118506 to, the Health and Safety Code, relating to public accommodations.

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.



**Senate Bill 1269**—An act to amend Sections 1255, 1275, and 128740 of, and to add Section 1253.7 to, the Health and Safety Code, relating to health care.

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.

**Senate Bill 1297**—An act to add Section 128767 to the Health and Safety Code, relating to health facilities.

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.

#### RE-REFERENCE TO COMMITTEE

Pursuant to Joint Rule 10.5, **SB 953** was re-referred to the Committee on Appropriations.

#### CONSIDERATION OF DAILY FILE (RESUMED)

##### THIRD READING OF SENATE BILLS

**Senate Bill 1038**—An act to amend Section 782 of, and to add Section 786 to, the Welfare and Institutions Code, relating to juveniles.

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 (23)—Senators Beall, Block, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Lieu, Liu, Mitchell, Monning, Padilla, Roth, Steinberg, Torres, and Wolk.

NOES (13)—Senators Anderson, Berryhill, Cannella, Fuller, Gaines, Galgiani, Huff, Knight, Morrell, Nielsen, Vidak, Walters, and Wyland.

Bill ordered transmitted to the Assembly.

**Senate Bill 1021**—An act to amend Section 50079 of the Government Code, relating to taxation.

Bill read third time and presented by Senator Wolk.

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.



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

**Senate Bill 1012**—An act to amend Section 4980.43 of the Business and Professions Code, relating to marriage and family therapists.

Bill read third time and presented by Senator Wyland.

**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Senate Bill 1162**—An act to amend Sections 307, 655.2, and 668 of the Harbors and Navigation Code, relating to vessels.

Bill read third time and presented by Senator Berryhill.

**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Senate Bill 1046**—An act to add Section 10144.53 to the Insurance Code, relating to insurance.

Bill read third time and presented by Senator Beall.

**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Senate Bill 1200**—An act to amend Section 66205.5 of the Education Code, relating to public postsecondary education.

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, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, and Wyland.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SB 1021)**

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

**Roll Call**

The names of the absentees were called and SB 1021 was passed by the following vote:

AYES (21)—Senators Beall, Block, Corbett, De León, DeSaulnier, Evans, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Lieu, Liu, Mitchell, Monning, Padilla, Pavley, Steinberg, and Wolk.

NOES (15)—Senators Anderson, Berryhill, Cannella, Correa, Fuller, Gaines, Galgiani, Huff, Knight, Morrell, Nielsen, Torres, Vidak, Walters, and Wyland.

Above bill ordered transmitted to the Assembly.

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

**Senate Bill 1154**—An act to amend Sections 646.91, 13700, and 18250 of the Penal Code, and to amend Sections 99171 and 99172 of the Public Utilities Code, relating to peace officers.

Bill read third time and presented by Senator Hancock.

**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Senate Bill 1071**—An act to add Section 3534.5 to the Government Code, relating to public employees.

Bill read third time and presented by Senator Beall.



**Roll Call**

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Senate Bill 1195**—An act to amend Section 332.1, 367, 369, 370, 371, 372, 373, 374, 379, 397, 846.2, 9600, and 9607 of, and to repeal Sections 350, 367.7, 368, 368.5, 374.5, and 375 of, the Public Utilities Code, relating to electricity.

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, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, and Wyland.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Senate Concurrent Resolution 117**—Relative to Foster Care Month.

Resolution read third time and presented by Senator Liu.

**Roll Call**

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

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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**Senate Bill 1406**—An act to amend Section 831.5 of the Penal Code, relating to correctional officers.

Bill read third time and presented by Senator Wolk.

**Roll Call**

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

AYES (37)—Senators Anderson, Beall, Berryhill, Block, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Galgiani,



Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, and Wyland.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Senate Bill 1326**—An act to amend Sections 1793.02 and 1795.6 of the Civil Code, relating to hearing aids.

Bill read third time and presented by Senator Roth.

#### Roll Call

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

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

NOES (0)—None.

Bill ordered transmitted to the Assembly.

#### THIRD READING OF ASSEMBLY BILLS

**Assembly Concurrent Resolution 106**—Relative to the 26th Annual State Scientist Day.

Resolution read third time and presented by Senator Beall.

#### Roll Call

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

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

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

#### REQUEST FOR UNANIMOUS CONSENT (SCR 116)

Senator Correa asked for, and was granted, unanimous consent that SCR 116 be withdrawn from committee and taken up at this time, without reference to file.

#### Consideration of Senate Concurrent Resolution 116

**Senate Concurrent Resolution 116**—Relative to peace officers.

Resolution read third time and presented by Senator Correa.

#### Roll Call

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

AYES (37)—Senators Anderson, Beall, Berryhill, Block, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Galgiani,



Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, and Wyland.

NOES (0)—None.

Resolution ordered transmitted to the Assembly

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

**Assembly Bill 1053**—An act relating to local government, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Berryhill.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

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

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, Cannella, Corbett, Correa, De León, DeSaulnier, Evans, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hill, Hueso, Huff, Jackson, Knight, Lara, Leno, Lieu, Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, and Wyland.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**UNFINISHED BUSINESS**

**Consideration of Governor's Appointments**

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

GREGORY C. BEROZA, Ph.D., Member, Alfred E. Alquist Seismic Safety Commission.

SALUD O. CARBAJAL, Member, Alfred E. Alquist Seismic Safety Commission.

MICHAEL C. GARDNER, Member, Alfred E. Alquist Seismic Safety Commission.

RANDALL P. GOODWIN, Member, Alfred E. Alquist Seismic Safety Commission.

MARGARET HELLWEG, Ph.D., Member, Alfred E. Alquist Seismic Safety Commission.





TRACY B. JOHNSON, Member, Alfred E. Alquist Seismic Safety Commission.

HELEN KNUDSON, Member, Alfred E. Alquist Seismic Safety Commission.

DAVID A. RABBITT, Member, Alfred E. Alquist Seismic Safety Commission.

TIMOTHY D. STRACK, Member, Alfred E. Alquist Seismic Safety Commission.

FAUD S. SWEISS, Member, Alfred E. Alquist Seismic Safety Commission.

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

NOES (0)—None.

#### **Consideration of Governor's Appointment**

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

EMIR J. MACARI, PH.D., Member, Alfred E. Alquist Seismic Safety Commission.

The President put the question: "Will the Senate advise and consent to the appointment by the Governor?"

#### **Roll Call**

The roll was called and the appointment was confirmed by the following vote:

AYES (22)—Senators Beall, Block, Corbett, Correa, De León, DeSaulnier, Evans, Hancock, Hernandez, Hill, Jackson, Lara, Leno, Lieu, Liu, Mitchell, Padilla, Pavley, Roth, Steinberg, Torres, and Wolk.

NOES (7)—Senators Anderson, Fuller, Galgiani, Knight, Morrell, Nielsen, and Vidak.

#### **REQUEST TO BE ADDED TO ROLL CALL**

May 5, 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:

SB 1012—Aye

SB 1162—Aye

SB 1046—Aye

DARRELL STEINBERG, President pro Tempore



### LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to personal business: Senators Calderon, Wright, and Yee.

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

At 2:31 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, May 6, 2014.

Motion carried.

### MESSAGES FROM THE ASSEMBLY

Assembly Chamber, May 5, 2014

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

SB 27

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

Above measure ordered to unfinished business file.

Assembly Chamber, May 5, 2014

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

AB 1506	AB 1843	AB 2057	AB 2441
AB 1543	AB 1846	AB 2069	AB 2444
AB 1572	AB 1864	AB 2184	AB 2478
AB 1584	AB 1904	AB 2187	AB 2499
AB 1589	AB 1916	AB 2251	AB 2512
AB 1649	AB 1928	AB 2288	AB 2549
AB 1687	AB 1939	AB 2300	AB 2558
AB 1705	AB 2039	AB 2438	AB 2683
AB 1767			

Assembly Chamber, May 5, 2014

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

ACR 67	ACR 101	ACR 117
ACR 119	ACR 121	

E. DOTSON WILSON, Chief Clerk of the Assembly

**FIRST READING OF ASSEMBLY MEASURES**

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

**Assembly Bill 1506**—An act to add Section 32527.5 to the Public Resources Code, relating to the San Joaquin River Conservancy.

**Assembly Bill 1543**—An act to amend Section 1401 of the Labor Code, relating to employment.

**Assembly Bill 1572**—An act to amend Sections 1569.157 and 1569.158 of the Health and Safety Code, relating to residential care facilities for the elderly.

**Assembly Bill 1584**—An act to add Section 49073.1 to the Education Code, relating to pupil records.

**Assembly Bill 1589**—An act to amend Section 3120 of the Elections Code, relating to elections.

**Assembly Bill 1649**—An act to amend Section 502 of the Penal Code, relating to computer crimes.

**Assembly Bill 1687**—An act to amend Section 4502 of, to amend the heading of Chapter 1 (commencing with Section 4500) of Division 4.5 of, to add the heading of Chapter 1.3 (commencing with Section 4502) to, and to add the heading of Chapter 1.6 (commencing with Section 4507) to, Division 4.5 of, the Welfare and Institutions Code, relating to developmental services.

**Assembly Bill 1705**—An act to amend Sections 7201 and 10261 of the Public Contract Code, relating to public contracts.

**Assembly Bill 1767**—An act to amend Section 33211.6 of the Public Resources Code, relating to the Santa Monica Mountains Conservancy.

**Assembly Bill 1843**—An act to amend Sections 3025.5 and 3111 of the Family Code, relating to child custody.

**Assembly Bill 1846**—An act to amend Sections 14538, 14539, 14591.2, and 14594.5 of, and to add Section 14515.2 to, the Public Resources Code, relating to beverage containers.

**Assembly Bill 1864**—An act to amend Section 4456 of the Vehicle Code, relating to registration of vehicles and certificates of title.

**Assembly Bill 1904**—An act to amend Section 4603.5 of the Business and Professions Code, relating to massage therapists.

**Assembly Bill 1916**—An act to add Section 12012.95 to the Government Code, relating to gaming.



**Assembly Bill 1928**—An act to add Section 25600.3 to Business and Professions Code, relating to alcoholic beverages.

**Assembly Bill 1939**—An act to add Section 1784 to the Labor Code, relating to public works.

**Assembly Bill 2039**—An act to amend Section 2079.23 of the Civil Code, relating to real property.

**Assembly Bill 2057**—An act to amend Section 60640 of the Education Code, relating to pupil assessment, and declaring the urgency thereof, to take effect immediately.

**Assembly Bill 2069**—An act to add Section 120393 to the Health and Safety Code, relating to immunizations.

**Assembly Bill 2184**—An act to amend Section 4629.6 of the Public Resources Code, relating to forestry.

**Assembly Bill 2187**—An act to amend Section 18966 of the Welfare and Institutions Code, relating to children.

**Assembly Bill 2251**—An act to add Section 12024.13 to the Business and Professions Code, relating to weights and measures.

**Assembly Bill 2288**—An act to add Section 1311.5 to the Labor Code, relating to employment.

**Assembly Bill 2300**—An act to amend Sections 30000 and 30005 of the Penal Code, relating to firearms.

**Assembly Bill 2438**—An act to amend Section 12804.11 of the Vehicle Code, relating to vehicles.

**Assembly Bill 2441**—An act to amend Section 5403 of the Business and Professions Code, relating to outdoor advertising.

**Assembly Bill 2444**—An act to add Section 53.5 to the Civil Code, relating to the Confederate flag.

**Assembly Bill 2478**—An act to amend Section 12706.3 of the Water Code, relating to water.

**Assembly Bill 2499**—An act to amend Sections 1203.016, 1203.018, 2900.5, and 4019 of the Penal Code, relating to offenders.

**Assembly Bill 2512**—An act to amend, repeal, and add Sections 52060 and 52066 of the Education Code, relating to pupil rights.

**Assembly Bill 2549**—An act to add and repeal Section 53083.2 of the Government Code, relating to local government.

**Assembly Bill 2558**—An act to amend Sections 87150 and 87151 of, and to repeal and add Section 87152 of, the Education Code, relating to community colleges.



**Assembly Bill 2683**—An act to amend Section 166 of the Penal Code, relating to contempt.

**Assembly Concurrent Resolution 67**—Relative to highways.

**Assembly Concurrent Resolution 101**—Relative to pawnbrokers and secondhand dealers.

**Assembly Concurrent Resolution 117**—Relative to the Hanren Chang Memorial.

**Assembly Concurrent Resolution 119**—Relative to the California Community Colleges.

**Assembly Concurrent Resolution 121**—Relative to the Officer Troy Lee Clark Memorial Bridge.

#### **REPORTS OF STANDING COMMITTEES**

##### **Committee on Public Safety**

Date of Hearing, April 22, 2014

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

SB 1354

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

HANCOCK, Chair

Above measure ordered to second reading.

##### **Committee on Governance and Finance**

Date of Hearing, April 30, 2014

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

SB 1404

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

WOLK, Chair

Above measure ordered to second reading.

##### **Committee on Health**

Senate Chamber, May 5, 2014

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

SB 1004

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 1004**—An act to amend Section 1746 of the Health and Safety Code, relating to health facilities.

Bill read second time.

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

**Committee on Governmental Organization**

Senate Chamber, May 5, 2014

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

AB 1574

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

CORREA, Chair

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

**Assembly Bill 1574**—An act to add Section 10354 to the Public Contract Code, relating to public contracts.

Bill read second time.

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

**Committee on Environmental Quality**

Date of Hearing, April 30, 2014

Madam President: The Committee on Environmental Quality, to which were referred:

SB 1204

SB 1319

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

HILL, Chair

Above measures ordered to second reading.

**Committee on Education**

Date of Hearing, April 30, 2014

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

SB 1028

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

LIU, Chair

Above measure ordered to second reading.



**Committee on Public Safety**

Date of Hearing, April 22, 2014

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

SB 1283

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

HANCOCK, Chair

Above measure ordered to second reading.

Date of Hearing, April 29, 2014

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

SB 1255

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

HANCOCK, Chair

Above measure ordered to second reading.

**Committee on Appropriations**

Senate Chamber, May 5, 2014

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

SB 1087

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 1087**—An act to amend Sections 1684, 1685, 1690, 1690.1, 1694, 1695, 1695.5, 1695.55, 1696.2, 1696.5, and 1697 of the Labor Code, relating to farm labor contractors, and making an appropriation therefor.

Bill read second time.

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

**Committee on Environmental Quality**

Date of Hearing, April 30, 2014

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

SB 1125



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

HILL, Chair

Above measure ordered to second reading.

#### **INTRODUCTION AND FIRST READING OF SENATE MEASURES**

The following measure was introduced, read the first time and transmitted to the Committee on Rules:

**Senate Concurrent Resolution 118:** By Senator Anderson—  
Relative to military sacrifice.

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

Without objection, **SB 1286** was withdrawn from the Committee on Energy, Utilities and Communications and re-referred to the Committee on Rules;

**SB 1287** was withdrawn from the Committee on Transportation and Housing and re-referred to the Committee on Rules;

**AB 147** was withdrawn from the Committee on Natural Resources and Water and re-referred to the Committee on Rules; and

**AB 388** was withdrawn from the Committee on Education and re-referred to the Committee on Rules.

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

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

**Senate Bill 962**—An act to add Section 22761 to the Business and Professions Code, relating to mobile communications devices.

Bill read third time.

#### **Amendments Adopted**

Amendments to SB 962 proposed by Senator Leno were read and adopted and the measure ordered printed, engrossed, and to second reading.

#### **REQUESTS TO ADJOURN IN MEMORIAM**

Senator Beall requested that when the Senate adjourns this day it do so in memory of Asgard Lopez Hernandez of San Jose.

Senators Block and Correa requested that when the Senate adjourns this day it do so in memory of Charles Aaron Yelverton of Sacramento.

#### **ADJOURNMENT**

At 3:30 p.m., on motion of Senator Steinberg, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, May 6, 2014.

PAULA K. ROSSETTO, Minute Clerk

