

CALIFORNIA LEGISLATURE

2013–14 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED NINETY-SIXTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, May 13, 2014

The Senate met at 9 a.m.

Hon. Jerry Hill, of the 13th District, presiding.

Secretary Greg Schmidt at the Desk.

Assistant Secretary Zachary L. Twilla reading.

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, Lara, Leno, Lieu, Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth, Steinberg, Torres, Vidak, Walters, Wolk, and Wyland—36.

Quorum present.

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

MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
May 13, 2014

To the Senate of the State of California:

I hereby respectfully withdraw from consideration, effective close of business May 13, 2014, the nomination of the following appointee



heretofore submitted and now before your honorable body for confirmation:

Mary C. Jones Commission on Teacher Credentialing
Sincerely,

EDMUND G. BROWN JR., Governor

Above transmitted to the Committee on Rules.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, May 12, 2014

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

ACR 133

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measure was read the first time and referred to the Committee on Rules:

Assembly Concurrent Resolution 133—Relative to Asian and Pacific Islander American Heritage Month.

REPORTS OF STANDING COMMITTEES

Committee on Governance and Finance

Date of Hearing, May 7, 2014

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

SB 1017

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 measure ordered to second reading.

Committee on Governmental Organization

Date of Hearing, May 13, 2014

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

AB 600

AB 1574

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

CORREA, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, May 13, 2014

Mr. President: The Committee on Governmental Organization, to which was referred:

AB 1625



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

CORREA, Chair

Above measure re-referred to the Committee on Appropriations.

Committee on Public Safety

Senate Chamber, May 13, 2014

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

AB 1276

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 1276—An act to add Section 3051 to the Penal Code, relating to parole.

Bill read second time.

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

Date of Hearing, May 13, 2014

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

AB 966

AB 1327

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

HANCOCK, Chair

Above measures re-referred to the Committee on Appropriations.

Date of Hearing, May 13, 2014

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

AB 1512

AB 1686

AB 2199

Reports the same back with the recommendation: Do pass.

HANCOCK, Chair

Above bills ordered to second reading.

Committee on Appropriations

Senate Chamber, May 13, 2014

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

SB 836

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 836—An act to add Chapter 15 (commencing with Section 92985) to Part 57 of Division 9 of Title 3 of the Education Code, relating to brain research.

Bill read second time.

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

Senate Chamber, May 13, 2014

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

SB 1125

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 1125—An act to add Section 38551.5 to the Health and Safety Code, relating to greenhouse gases.

Bill read second time.

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

Committee on Public Safety

Senate Chamber, May 13, 2014

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

AB 1775

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 1775—An act to amend Section 11165.1 of the Penal Code, relating to child abuse.

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

Senate Resolution 42: By Senator Corbett—Relative to Norway's Constitution Day.



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

Senate Bill 1045—An act to amend Section 14021.6 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

The amendments proposed by the Committee on Health were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 977—An act to amend Sections 319, 361, 361.2, 366.21, 366.22, 366.25, and 366.3 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 1351—An act to add and repeal Title 1.3E (commencing with Section 1748.70) of Part 4 of Division 3 of the Civil Code, relating to payment cards.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 1439—An act to add Section 7060.8 to the Government Code, relating to residential real property.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 909—An act to amend Section 369 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time.

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

Senate Bill 924—An act to amend Section 340.1 of the Code of Civil Procedure, relating to damages.

Bill read second time.

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

Senate Bill 828—An act to add Chapter 32.5 (commencing with Section 7599) to Division 7 of Title 1 of the Government Code, relating to state government.

Bill read second time, ordered engrossed, and to third reading.



Senate Bill 983—An act to amend Section 7205 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1094—An act to amend Sections 5915 and 5921 of, and to add Sections 5926 and 5927 to, the Corporations Code, relating to health facilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1119—An act to amend Section 13995.92 of the Government Code, relating to tourism.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1155—An act to amend Section 2621.5 of, and to add Section 2623.5 to, the Public Resources Code, relating to geological hazards.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1251—An act to amend Section 7522.02 of the Government Code, relating to public employees' retirement.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1256—An act to add Section 654.4 to the Business and Professions Code, relating to health care services.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1314—An act to amend Sections 1030, 1032.5, 1328, 1330, 1332, 1334, 1377, 3654.4, 3655, 3656, 3701, 4655, 4656, and 4701 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1315—An act to amend Section 14043.7 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1323—An act to amend Sections 75.21, 206.1, 254, 254.5, 255, 257, 257.1, 270, 271, and 276 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1332—An act to amend Section 12999.5 of, and to add Chapter 3.7 (commencing with Section 14160) to Division 7 of, the Food and Agricultural Code, relating to pesticides.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1409—An act to amend Section 321.6 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read second time, ordered engrossed, and to third reading.



Senate Bill 1422—An act to add Sections 58 and 470.5 to the Military and Veterans Code, relating to military courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1430—An act to amend Section 602.4 of the Penal Code, relating to malicious mischief, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1434—An act to add Sections 711.1 and 3702.1 to the Fish and Game Code, relating to fish and wildlife.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1443—An act to amend Sections 86203 and 89503 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 960—An act to amend Section 4315 of the Business and Professions Code, relating to pharmacy.

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

Senate Bill 1205—An act to amend Section 1749.1 of the Insurance Code, relating to insurance.

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

Senate Bill 1235—An act to amend Section 113789 of the Health and Safety Code, relating to food.

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

Senate Bill 1459—An act to amend Sections 22109.2, 22109.3, 22109.5, 50142, 50143, and 50145 of the Financial Code, relating to mortgage loan originators.

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

Senate Bill 1466—An act to amend Sections 27, 2089.5, 2240, 2530.5, 2532.2, 2532.7, 4021.5, 4053, 4980, 4980.36, 4980.37, 4980.399, 4980.41, 4980.43, 4980.55, 4980.72, 4980.78, 4987.5, 4992.09, 4996.23, 4998, 4999.55, 4999.58, 4999.59, 4999.60, and 4999.123 of, and to amend the heading of Chapter 13 (commencing with Section 4980) of Division 2 of, the Business and Professions Code, and to amend Section 14132.55 of the Welfare and Institutions Code, relating to health care professionals.

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

Senate Bill 1467—An act to amend Sections 5070, 5070.5, 5093, 5096, 5096.4, 6759, 7011.4, 7842, and 7860 of the Business and Professions Code, relating to professions and vocations.

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



Senate Bill 906—An act to add Section 1256.01 to the Health and Safety Code, relating to health facilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 973—An act to amend Sections 11839.3, 11839.22, and 11839.24 of the Health and Safety Code, relating to narcotic treatment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 1010—An act to amend Sections 11351.5 and 11470 of the Health and Safety Code, and to amend Section 1203.073 of the Penal Code, relating to controlled substances.

Bill read second time, ordered engrossed, and to third reading.

RE-REFERENCE TO COMMITTEE

Pursuant to Joint Rule 10.5, **SB 1175** was re-referred to the Committee on Appropriations.

Without objection, **SB 1317** was re-referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill 1226—An act to amend Section 83123.5 of the Government Code, relating to the Political Reform Act of 1974.

Bill read third time.

Amendments Adopted

Amendments to SB 1226 proposed by Senator Correa were read and adopted and the measure ordered printed, engrossed, and to second reading.

MEMORANDUM OF UNDERSTANDING

A Memorandum of Understanding (MOU) reached with Bargaining Unit 13, dated May 13, 2014, was received from the California Department of Human Resources and filed pursuant to Senate Rule 29.4.

SENATE COMMITTEE ROLL CALLS

Committee on Governmental Organization

AB 600—Do pass and re-refer to Committee on Appropriations

AYES (9)—Senators Berryhill, Cannella, Correa, De León, Galgiani, Lieu, Padilla, Torres, and Vidak.

NOES (0)—None.

AB 1574—Do pass and re-refer to Committee on Appropriations

AYES (7)—Senators Cannella, Correa, De León, Galgiani, Lieu, Padilla, and Torres.

NOES (1)—Senator Vidak.



AB 1625—Do pass and re-refer to Committee on Appropriations, with the recommendation: To Consent Calendar

AYES (9)—Senators Berryhill, Cannella, Correa, De León, Galgiani, Lieu, Padilla, Torres, and Vidak.

NOES (0)—None.

Date of Hearing: 5/13/2014

Correa (Chair)

Committee on Public Safety

AB 966—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators De León, Hancock, Liu, Mitchell, and Steinberg.

NOES (1)—Senator Anderson.

AB 1327—Do pass and re-refer to Committee on Appropriations

AYES (5)—Senators De León, Hancock, Liu, Mitchell, and Steinberg.

NOES (1)—Senator Anderson.

AB 1335—Do pass as amended and re-refer to Committee on Appropriations

AYES (6)—Senators Anderson, De León, Hancock, Liu, Mitchell, and Steinberg.

NOES (0)—None.

AB 1512—Do pass

AYES (6)—Senators Anderson, De León, Hancock, Liu, Mitchell, and Steinberg.

NOES (0)—None.

AB 1591—Do pass as amended and re-refer to Committee on Rules

AYES (6)—Senators Anderson, De León, Hancock, Liu, Mitchell, and Steinberg.

NOES (0)—None.

AB 1686—Do pass

AYES (6)—Senators Anderson, De León, Hancock, Liu, Mitchell, and Steinberg.

NOES (0)—None.

AB 2199—Do pass

AYES (6)—Senators Anderson, De León, Hancock, Liu, Mitchell, and Steinberg.

NOES (0)—None.

Date of Hearing: 5/13/2014

Hancock (Chair)

LEAVES OF ABSENCE FOR THE DAY

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

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



ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Wednesday, May 14, 2014.

PAULA K. ROSSETTO, Minute Clerk

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