

CALIFORNIA LEGISLATURE
2013–14 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED SECOND LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, May 22, 2014

The Senate met at 9 a.m.
Hon. Richard Roth, of the 31st 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:
Beall, Berryhill, Block, Cannella, Corbett, Correa, De León, DeSaulnier,
Fuller, Galgiani, Hancock, Hernandez, Huff, Jackson, Knight, Lara, Leno,
Liu, Mitchell, Monning, Morrell, Nielsen, Padilla, Pavley, Roth,
Steinberg, Torres, Vidak, Walters, and Wolk—30.

Quorum present.

(NOTE: Senators Anderson, Hueso, and Wyland will be excused this day on legislative business and Senators Calderon, Evans, Gaines, Hill, Lieu, Wright, and Yee will be excused this day on personal business.)

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, May 21, 2014

The Committee on Rules has referred the following measures to committee:

Agriculture—AB 1647, AB 2470, AB 2730.

Banking and Financial Institutions—AB 2289, AB 2298.

Business, Professions and Economic Development—AB 1535,
AB 1685, AB 1702, AB 1832, AB 1972, AB 2018, AB 2024, AB 2102,
AB 2131, AB 2213, AB 2451, AB 2540, AB 2740, AB 2749.



Education—AB 1599, AB 1979, AB 2087, AB 2127, AB 2247, AB 2384, AB 2408, AB 2560, AB 2585, AB 2600, AB 2610.

Elections and Constitutional Amendments—AB 1596, AB 1666, AB 1673, AB 1692, AB 1728, AB 2028, AB 2351, AB 2439, AB 2562, AB 2631, AB 2766.

Energy, Utilities and Communications—AB 1678, AB 2760, AB 2761.

Environmental Quality—AB 1826.

Governance and Finance—AB 1582, AB 1796, AB 1948, AB 1963, AB 2009, AB 2194, AB 2274, AB 2549, AB 2618, AB 2647.

Governmental Organization—AB 2066, AB 2073, AB 2174, AB 2182, AB 2376, AB 2414, AB 2488, AB 2609, AB 2655, AB 2720, AB 2765.

Health—AB 1822, AB 1965, AB 1967, AB 2051, AB 2130, AB 2297, AB 2425.

Human Services—AB 1523, AB 1614, AB 2115, AB 2379.

Insurance—AB 2056, AB 2064, AB 2279, AB 2347, AB 2578, AB 2734.

Judiciary—AB 1443, AB 1701, AB 1712, AB 1732, AB 1738, AB 1859, AB 1951, AB 2023, AB 2089, AB 2136, AB 2215, AB 2275, AB 2306, AB 2317, AB 2365, AB 2430, AB 2586, AB 2646, AB 2746, AB 2751.

Labor and Industrial Relations—AB 1746, AB 1797, AB 1870, AB 2053, AB 2536, AB 2732, AB 2744.

Natural Resources and Water—AB 1905, AB 1943, AB 2082, AB 2112, AB 2142, AB 2239, AB 2446.

Public Employment and Retirement—AB 1611, AB 1881, AB 2419, AB 2473, AB 2474, AB 2476, AB 2582.

Public Safety—AB 1772, AB 1850, AB 1852, AB 2186, AB 2357, AB 2387, AB 2404, AB 2424, AB 2457, AB 2487, AB 2506, AB 2545, AB 2570, AB 2625, AB 2645, AB 2673, AB 2687, AB 2724.

Transportation and Housing—AB 1646, AB 1690, AB 1720, AB 2173, AB 2250, AB 2355, AB 2752.

The Committee on Rules has referred the following measures to two committees:

Business, Professions and Economic Development and Judiciary—AB 1608.

Business, Professions and Economic Development and Public Safety—AB 2312.

Business, Professions and Economic Development and Transportation and Housing—AB 2503.



Education and Judiciary—AB 1442.

Elections and Constitutional Amendments and Energy, Utilities and Communications—AB 2661.

Environmental Quality and Appropriations—AB 2467.

Environmental Quality and Judiciary—AB 2442.

Governance and Finance and Appropriations—AB 1883.

Governance and Finance and Elections and Constitutional Amendments—AB 2551.

Governance and Finance and Rules—AB 2290.

Health and Judiciary—AB 1577.

Health and Public Safety—AB 1960.

Human Services and Judiciary—AB 2454.

Labor and Industrial Relations and Judiciary—AB 2074.

Labor and Industrial Relations and Public Safety—AB 2362.

Natural Resources and Water and Environmental Quality—AB 2764.

Transportation and Housing and Governance and Finance—AB 1907, AB 2280.

The Committee on Rules has re-referred the following measures to committee:

Education—ACR 95.

Transportation and Housing—ACR 134, ACR 135, SCR 119.

Veterans Affairs—AJR 38.

State Capitol, May 21, 2014

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

ACR 107, ACR 110, ACR 115, ACR 127, ACR 133, SCR 104, SCR 120, SJR 26, SR 41, SR 46.

Date of Hearing, May 21, 2014

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

SR 43

SR 44

SR 45

Reports the same back with the recommendation: Be adopted.

STEINBERG, Chair

Above resolutions ordered to third reading.



State Capitol, May 21, 2014

Mr. President: The Committee on Rules has considered the following appointment by the Governor and reports the same back with the recommendation that she be confirmed:

Kathleen T. Howard, Board of State and Community Corrections, Executive Officer (4-0)

STEINBERG, Chair

Above appointment ordered placed on unfinished business file.

State Capitol, May 21, 2014

Mr. President: The Committee on Rules has considered the following appointments by the Governor and reports the same back with the recommendation that they be confirmed:

Kirsten A. Barnes, Member, Commission on Teacher Credentialing (4-0)

C. Michael Cooney, Member, Commission on Teacher Credentialing (4-0)

Linda J. Darling-Hammond, Ed.D., Member, Commission on Teacher Credentialing (4-0)

Kathleen E. Harris, Member, Commission on Teacher Credentialing (4-0)

Nancy A. Ramirez, Member, Commission on Teacher Credentialing (4-0)

Refugio Rodriguez, Jr., Ed.D., Member, Commission on Teacher Credentialing (4-0)

Juliet D. Tiffany-Morales, Member, Commission on Teacher Credentialing (4-0)

STEINBERG, Chair

Above appointments ordered placed on unfinished business file.

State Capitol, May 21, 2014

Mr. President: The Senate Rules Committee made the following changes to Standing Committees:

Appointed Senator Torres as a member of the Business, Professions, and Economic Development Committee to replace Senator Padilla.

Appointed Senator Padilla as Chair of the Elections and Constitutional Amendments Committee to replace Senator Torres, who will no longer remain a member, and appointed Senator Pavley as a member to fill the new vacancy.

Appointed Senator Beall as Chair of the Human Services Committee to replace Senator Liu and appointed Senator Liu as a member to replace Senator Hancock.

STEINBERG, Chair



Committee on Transportation and Housing

Senate Chamber, May 22, 2014

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

AB 2707

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 2707—An act to amend Section 35400 of the Vehicle Code, relating to vehicles.

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 22, 2014

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

ACR 128

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

Assembly Concurrent Resolution 128—Relative to Living Schoolyard Month.

Resolution read second time.

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

Committee on Banking and Financial Institutions

Senate Chamber, May 22, 2014

Mr. President: The Chair of the Committee on Banking and Financial Institutions, to which was referred:

AB 129

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

Assembly Bill 129—An act to amend Section 107 of the Corporations Code, relating to business associations.

Bill read second time.

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

Committee on Insurance

Senate Chamber, May 22, 2014

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

AB 2056

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

Assembly Bill 2056—An act to amend Section 120 of, and to add Part 9 (commencing with Section 12880) to Division 2 of, the Insurance Code, relating to insurance.

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, May 22, 2014

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

SB 1411

Reports the same back to the Secretary of the Senate pursuant to Joint Rule 62(a). (May not be further considered during the session.)

GALGIANI, Chair

Above measure ordered filed with the Secretary of the Senate.

Committee on Health

Senate Chamber, May 22, 2014

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

AB 2051

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 2051—An act to add Section 14043.17 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

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

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

Senate Concurrent Resolution 86—Relative to heavy school backpacks.

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

Senate Bill 1438—An act to amend Section 1714.22 of the Civil Code, and to amend Sections 1797.197 and 11601 of the Health and Safety Code, relating to controlled substances.

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

Senate Bill 983—An act to amend Section 53084.5 of the Government Code, relating to local government.

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

MEASURE ORDERED TO THIRD READING

Without objection, **SR 48** was ordered to third reading.

MEASURE WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, **AB 1772** was withdrawn from the Committee on Public Safety and re-referred to the Committee on Rules.

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

Senate Bill 1222—An act to amend Section 1385 of the Penal Code, relating to dismissal.

Bill read third time.

Amendments Adopted

Amendments to SB 1222 proposed by Senator Block were read and adopted and the measure ordered printed, engrossed, and to second reading.

Senate Joint Resolution 23—Relative to Chinese Americans in California.

Resolution read third time.

Amendments Adopted

Amendments to SJR 23 proposed by Senator Huff were read and adopted and the measure ordered printed, engrossed, and to second reading.



Senate Bill 1203—An act to add Section 66009 to the Government Code, and to amend Section 214 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Amendments Adopted

Amendments to SB 1203 proposed by Senator Jackson were read and adopted and the measure ordered printed, engrossed, and to second 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 third time.

Amendments Adopted

Amendments to SB 1351 proposed by Senator Hill were read and adopted and the measure ordered printed, engrossed, and to second reading.

Senate Bill 1276—An act to amend Sections 127400, 127420, 127425, 127450, 127454, and 127455 of the Health and Safety Code, relating to health care billing.

Bill read third time.

Amendments Adopted

Amendments to SB 1276 proposed by Senator Hernandez 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 10, dated May 22, 2014, was received from the California Department of Human Resources and filed pursuant to Senate Rule 29.4.

SENATE COMMITTEE ROLL CALLS

Committee on Rules

SR 43—Be adopted

AYES (4)—Senators Fuller, Lara, Mitchell, and Steinberg.

NOES (0)—None.

SR 44—Be adopted

AYES (4)—Senators Fuller, Lara, Mitchell, and Steinberg.

NOES (0)—None.

SR 45—Be adopted

AYES (4)—Senators Fuller, Lara, Mitchell, and Steinberg.

NOES (0)—None.

Date of Hearing: 5/21/2014

Steinberg (Chair)



LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day due to legislative business: Senators Anderson, Hueso, and Wyland.

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Friday, May 23, 2014.

PAULA K. ROSSETTO, Minute Clerk

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