

CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED TWENTY-SIXTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Thursday, September 10, 2015

The Senate met at 11:05 a.m.

Hon. Hannah-Beth Jackson, of the 19th District, presiding.

Secretary Daniel Alvarez at the Desk.

Assistant Secretary Zachary L. Twilla reading.

### **PROCEEDINGS UNDER QUORUM CALL OF THE SENATE ROLL CALL**

The roll was called and the following Senators answered to their names:

Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk—40.

Quorum present.



**PRAYER**

Prayer was offered by the Chaplain, Sister Michelle Gorman, RSM:

*O God of peace*, we seek rest for our spirits and light for our thoughts.

We bring our work to be sanctified, our wounds to be healed, our hopes to be renewed.

You, in whom all are one, lift us from the loneliness of self, and fill us with the fullness of Your love.

Raise us beyond the limits of our daily imperfections.

Send us visions of the love that is in You and of the good that will be accomplished in us.

Your greatness is beyond our praise.—AMEN.

(Matt Sanders, *Interfaith Ministry Handbook*, 2015.)

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Senator Vidak led the Senate in the Pledge of Allegiance to the Flag.

**MESSAGES FROM THE GOVERNOR**

Governor's Office, State Capitol

September 9, 2015

*To the Members of the California State Senate:*

I am returning **Senate Bill 142** without my signature.

This bill would enact trespass liability for anyone flying a drone less than 350 feet above real property without the express permission of the property owner, whether or not anyone's privacy was violated by the flight.

Drone technology certainly raises novel issues that merit careful examination. This bill, however, while well-intentioned, could expose the occasional hobbyist and the FAA-approved commercial user alike to burdensome litigation and new causes of action.

Before we go down that path, let's look at this more carefully.

Sincerely,

EDMUND G. BROWN JR., Governor

Above bill ordered to unfinished business.

**Receipt of Bills**

I acknowledge receipt this 9th day of September, 2015 at 8:12 p.m., of the following Senate Bill without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Rahwa Fessehazion:

SB 142

BERNADETTE MCNULTY  
Acting Secretary of the Senate



**REPORTS OF STANDING COMMITTEES****Committee on Judiciary**

Date of Hearing, September 10, 2015

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

AB 691

Reports the same back with the recommendation: That the bill be returned to the Senate Floor for consideration.

JACKSON, Chair

Above bill ordered to third reading.

**MOTIONS, RESOLUTIONS AND NOTICES****RE-REFERENCE TO COMMITTEE****PURSUANT TO SENATE RULE 29.10(d)**

Pursuant to Senate Rule 29.10(d), the following measure was re-referred to the Committee on Rules:

SB 405

**MOTIONS TO REFER MEASURES TO INACTIVE FILE**Senator Hill moved that **AB 1278** be ordered to the inactive file.Senator Roth moved that **AB 1169** be ordered to the inactive file.

Motions carried.

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

**Assembly Bill 1544**—An act to amend Section 82015 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**Assembly Bill 798**—An act to amend Section 69999.6 of, and to add and repeal Part 40.1 (commencing with Section 67420) of Division 5 of Title 3 of, the Education Code, relating to postsecondary education.

Bill read second time and ordered to third reading.



**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

**Senate Bill 542**—An act to amend Sections 4616, 4616.2, 4616.4, 4616.5, and 5307.8 of the Labor Code, relating to workers' compensation.

Bill presented by Senator Mendoza.

The question being: Shall the Senate concur in the Assembly amendments to SB 542?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 147**—An act to add Article 4.1 (commencing with Section 14138.1) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill presented by Senator Hernandez.

The question being: Shall the Senate concur in the Assembly amendments to SB 147?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 197**—An act to add Sections 22602, 22603, and 22604 to the Financial Code, relating to finance lenders.

Bill presented by Senator Block.

The question being: Shall the Senate concur in the Assembly amendments to SB 197?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 21**—An act to amend Sections 87207 and 89506 of the Government Code, relating to the Political Reform Act of 1974.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 21?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (36)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Moorlach, Morrell, Nguyen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

*(NOTE: Reconsideration granted later this day.)*



**Senate Bill 42**—An act to add and repeal Article 2.6 (commencing with Section 66010.96) of Chapter 2 of Part 40 of Division 5 of Title 3 of the Education Code, relating to postsecondary education.

Bill presented by Senator Liu.

The question being: Shall the Senate concur in the Assembly amendments to SB 42?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (38)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Moorlach, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Above bill ordered enrolled.

### **REPORTS OF STANDING COMMITTEES**

#### **Committee on Rules**

State Capitol, September 10, 2015

Madam President: On a vote of 5–0, the Committee on Rules has re-referred the following measure pursuant to Senate Rule 29.10:

**Public Safety**—SB 405 (Senate Rule 29.10(d))

DE LEÓN, Chair

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

#### **UNFINISHED BUSINESS (RESUMED)**

##### **Consideration of Assembly Amendments**

**Senate Bill 119**—An act to amend Sections 4216, 4216.1, 4216.2, 4216.3, 4216.4, 4216.5, 4216.6, 4216.7, 4216.8, and 4216.9 of, and to add Sections 4216.12, 4216.13, 4216.14, 4216.15, 4216.16, 4216.17, 4216.18, 4216.19, 4216.20, 4216.21, and 4216.22 to, the Government Code, to add Sections 17921.11 and 17940.8 to the Health and Safety Code, and to amend Sections 955.5 and 1702.5 of, and to add Sections 320.5, 911.2, and 971 to, the Public Utilities Code, relating to excavations.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 119?



**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (37)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (3)—Senators Fuller, Gaines, and Nguyen.

Above bill ordered enrolled.

**THIRD READING OF SENATE BILLS**

**Senate Resolution 46**—Relative to Farmworker Appreciation Day. Resolution read third time and presented by Senator Hueso.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

**UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 134**—An act to add Section 6032.5 to the Business and Professions Code, and to add Section 1564.5 to the Code of Civil Procedure, relating to attorneys.

Bill presented by Senator Hertzberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 134?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 238**—An act to amend Sections 1522.41 and 1529.2 of the Health and Safety Code, and to amend Sections 304.7, 317, 369.5, 739.5, 16003, 16206, and 16501.3 of, and to add Section 16501.4 to, the Welfare and Institutions Code, relating to foster care.

Bill presented by Senator Mitchell.

The question being: Shall the Senate concur in the Assembly amendments to SB 238?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 246**—An act to amend Section 75123 of, and to add Part 4.5 (commencing with Section 71350) to Division 34 of, the Public Resources Code, relating to environmental protection.

Bill presented by Senator Wieckowski.

The question being: Shall the Senate concur in the Assembly amendments to SB 246?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (25)—Senators Allen, Beall, Block, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (13)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Above bill ordered enrolled.





**Senate Bill 300**—An act to amend Sections 21201 and 21201.5 of, and to add Section 21201.6 to, the Financial Code, relating to pawnbrokers.

Bill presented by Senator Mendoza.

The question being: Shall the Senate concur in the Assembly amendments to SB 300?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 319**—An act to amend Section 56.103 of the Civil Code, and to amend Sections 5328.04 and 16501.3 of the Welfare and Institutions Code, relating to child welfare services.

Bill presented by Senator Beall.

The question being: Shall the Senate concur in the Assembly amendments to SB 319?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 320**—An act to amend Section 49013 of the Education Code, relating to pupil fees.

Bill presented by Senator Lara.

The question being: Shall the Senate concur in the Assembly amendments to SB 320?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 324**—An act to add Section 17140.4 to the Revenue and Taxation Code, and to add Chapter 15 (commencing with Section 4875) to Division 4.5 of the Welfare and Institutions Code, relating to taxation.

Bill presented by Senator Pavley.

The question being: Shall the Senate concur in the Assembly amendments to SB 324?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 334**—An act to amend Sections 32242 and 38086 of, to add Sections 32241.5, 32246, and 32249 to, and to add Article 13 (commencing with Section 49580) to Chapter 9 of Part 27 of Division 4 of Title 2 of, the Education Code, relating to pupil health.

Bill presented by Senator Leyva.

The question being: Shall the Senate concur in the Assembly amendments to SB 334?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 413**—An act to amend Section 640 of the Penal Code, and to amend Section 99580 of the Public Utilities Code, relating to public transit.

Bill presented by Senator Wieckowski.

The question being: Shall the Senate concur in the Assembly amendments to SB 413?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 475**—An act to amend Sections 1771, 1788, and 1788.4 of, and to add Section 1788.5 to, the Health and Safety Code, relating to continuing care contracts.

Bill presented by Senator Monning.

The question being: Shall the Senate concur in the Assembly amendments to SB 475?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (38)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Above bill ordered enrolled.

**Senate Bill 484**—An act to amend Sections 1507.6 and 1536 of, and to add Sections 1538.8 and 1538.9 to, the Health and Safety Code, and to amend Section 11469 of the Welfare and Institutions Code, relating to juveniles.

Bill presented by Senator Beall.

The question being: Shall the Senate concur in the Assembly amendments to SB 484?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (40)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Above bill ordered enrolled.



**Senate Bill 494**—An act to amend Section 8587.8 of, and to add Section 8587.9 to, the Government Code, relating to emergency services.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 494?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 519**—An act to add Section 3051.1 to the Penal Code, relating to parole.

Bill presented by Senator Hancock.

The question being: Shall the Senate concur in the Assembly amendments to SB 519?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (27)—Senators Allen, Anderson, Beall, Block, Cannella, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (13)—Senators Bates, Berryhill, Fuller, Gaines, Galgiani, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Above bill ordered enrolled.



**Senate Bill 530**—An act to amend Sections 467.5 and 23229 of, and to add Article 4.5 (commencing with Section 21215) to Chapter 1 of Division 11 of, and to repeal Section 21215.2 of, the Vehicle Code, relating to vehicles.

Bill presented by Senator Pan.

The question being: Shall the Senate concur in the Assembly amendments to SB 530?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (37)—Senators Allen, Anderson, Bates, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 540**—An act to amend and repeal Section 21004 of the Revenue and Taxation Code, relating to taxation.

Bill presented by Senator Hertzberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 540?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 541**—An act to amend Sections 5102, 5317.5, 5352, 5359, and 5387 of, to add Sections 1046 and 5417.5 to, and to add and repeal Sections 918.1 and 918.2 of, the Public Utilities Code, and to amend Section 14602.9 of the Vehicle Code, relating to transportation.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 541?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 635**—An act to amend Section 4904 of the Penal Code, relating to erroneously convicted and imprisoned persons.

Bill presented by Senator Nielsen.

The question being: Shall the Senate concur in the Assembly amendments to SB 635?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 696**—An act to amend Sections 10159.1, 10163.2, 10489.15, 10489.2, 10489.3, 10489.5, 10489.6, 10489.7, 10489.8, 10489.9, 10489.93, and 10489.94 of, to add Sections 10489.12, 10489.96, 10489.97, 10489.98, 10489.99, and 10489.992 to, and to repeal and add Sections 10489.1, 10489.4, and 10489.95 of, the Insurance Code, relating to insurance.

Bill presented by Senator Roth.

The question being: Shall the Senate concur in the Assembly amendments to SB 696?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 792**—An act to amend Sections 1597.055 and 1597.54 of, and to add Sections 1596.7995 and 1597.622 to, the Health and Safety Code, relating to day care facilities.

Bill presented by Senator Mendoza.

The question being: Shall the Senate concur in the Assembly amendments to SB 792?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (32)—Senators Allen, Beall, Berryhill, Block, Cannella, De León, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Nguyen, Nielsen, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk.

NOES (5)—Senators Anderson, Fuller, Huff, Moorlach, and Morrell.

Above bill ordered enrolled.





**Senate Bill 800**—An act to amend Sections 28, 146, 500, 650.2, 800, 1603a, 1618.5, 1640.1, 1648.10, 1650, 1695, 1695.1, 1905.1, 1944, 2054, 2401, 2428, 2529, 2650, 2770, 2770.1, 2770.2, 2770.7, 2770.8, 2770.10, 2770.11, 2770.12, 2770.13, 2835.5, 3057, 3509.5, 4836.2, 4887, 4938, 4939, 4980.399, 4980.43, 4980.54, 4984.01, 4989.34, 4992.09, 4996.2, 4996.22, 4996.28, 4999.1, 4999.2, 4999.3, 4999.4, 4999.5, 4999.7, 4999.45, 4999.46, 4999.55, 4999.76, and 4999.100 of, to amend the heading of Article 3.1 (commencing with Section 2770) of Chapter 6 of Division 2 of, and to repeal Section 1917.2 of, the Business and Professions Code, relating to healing arts.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 800?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 19**—An act to add and repeal Section 4788 of the Probate Code, relating to resuscitative measures.

Bill presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 19?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 172**—An act to amend Section 60640 of, to add Section 60851.5 to, and to add and repeal Section 60851.6 of, the Education Code, relating to pupil testing.

Bill presented by Senator Liu.

The question being: Shall the Senate concur in the Assembly amendments to SB 172?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (24)**—Senators Beall, Block, De León, Galgiani, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

**NOES (14)**—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Glazer, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Above bill ordered enrolled.

**Senate Bill 239**—An act to amend Sections 56017.2 and 56133 of, and to add Section 56134 to, the Government Code, relating to local services.

Bill presented by Senator Hertzberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 239?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (24)**—Senators Beall, Block, Cannella, De León, Galgiani, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Nguyen, Pan, Pavley, Roth, and Wolk.

**NOES (13)**—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Glazer, Huff, Moorlach, Morrell, Nielsen, Runner, Stone, and Vidak.

Above bill ordered enrolled.



**Senate Bill 331**—An act to add Chapter 4.5 (commencing with Section 22175) to Part 3 of Division 2 of the Public Contract Code, relating to public contracts.

Bill presented by Senator Mendoza.

The question being: Shall the Senate concur in the Assembly amendments to SB 331?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (22)**—Senators Beall, Block, De León, Galgiani, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, Mendoza, Mitchell, Monning, Pan, Pavley, Wieckowski, and Wolk.

**NOES (15)**—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Glazer, McGuire, Moorlach, Morrell, Nguyen, Nielsen, Roth, Runner, Stone, and Vidak.

Above bill ordered enrolled.

**Senate Bill 467**—An act to amend Sections 5000, 5015.6, 7000.5, 7011, and 7071.6 of, to add Sections 312.2, 328, and 5100.5 to, and to repeal Section 7067.5 of, the Business and Professions Code, relating to professions and vocations.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 467?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (40)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Above bill ordered enrolled.



**Senate Bill 762**—An act to amend Sections 10187.5 and 22161 of, and to add and repeal Article 3.7 (commencing with Section 20155) of Chapter 1 of Part 3 of Division 2 of, the Public Contract Code, relating to public contracts.

Bill presented by Senator Wolk.

The question being: Shall the Senate concur in the Assembly amendments to SB 762?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (28)—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (12)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Above bill ordered enrolled.

**Senate Bill 399**—An act to amend Section 1 of Chapter 651 of the Statutes of 1929, relating to tidelands and submerged lands.

Bill presented by Senator Hall.

The question being: Shall the Senate concur in the Assembly amendments to SB 399?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.



**Senate Bill 291**—An act to amend Section 131019.5 of the Health and Safety Code, and to amend Section 4060 of the Welfare and Institutions Code, relating to public health.

Bill presented by Senator Lara.

The question being: Shall the Senate concur in the Assembly amendments to SB 291?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (37)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Morrell, Nguyen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (1)**—Senator Moorlach.

Above bill ordered enrolled.

**Senate Bill 501**—An act to amend, repeal, and add Section 706.050 of the Code of Civil Procedure, relating to wage garnishment.

Bill presented by Senator Wieckowski.

The question being: Shall the Senate concur in the Assembly amendments to SB 501?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (27)**—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Nguyen, Pan, Pavley, Roth, Wieckowski, and Wolk.

**NOES (11)**—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Moorlach, Morrell, Runner, Stone, and Vidak.

Above bill ordered enrolled.



**Senate Bill 605**—An act to amend, repeal, and add Section 76140 of the Education Code, relating to community colleges.

Bill presented by Senator Gaines.

The question being: Shall the Senate concur in the Assembly amendments to SB 605?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**Senate Bill 641**—An act to add Section 1788.61 to the Civil Code, relating to debt buying.

Bill presented by Senator Wieckowski.

The question being: Shall the Senate concur in the Assembly amendments to SB 641?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (28)—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Vidak, Wieckowski, and Wolk.

NOES (11)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, Runner, and Stone.

Above bill ordered enrolled.



**Senate Bill 697**—An act to amend Sections 280.5, 281, 309.7, 311.4, 321.6, 364, 379.7, 421, 740.3, 747, 765, 785, 846, 873, 958.5, 960, 2851, 2881, 2891, 5387, 5920, 5960, 7661, 7712, 7912, and 8283 of, to amend the headings of Article 5 (commencing with Section 581) of Chapter 3 of, and Article 11 (commencing with Section 910) of Chapter 4 of, Part 1 of Division 1 of, to amend and renumber Sections 321.7, 326, 326.5, 399.19, 432.5, 747.6, 748, 765.6, 911, 915, 5006, 5012, 7711, and 8367 of, to amend, renumber, and add Section 910 of, to add Sections 590, 910.1, 910.3, 910.6, 911.1, 912, 912.2, 913, 913.5, 913.11, 913.12, 913.13, 914, 914.1, 914.2, 914.3, 914.4, 914.5, 914.6, 914.7, 916, 916.1, 916.4, 919, and 920 to, and to repeal Section 5385.5 of, the Public Utilities Code, relating to public utilities.

Bill presented by Senator Hertzberg.

The question being: Shall the Senate concur in the Assembly amendments to SB 697?

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (40)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Above bill ordered enrolled.

#### **MOTIONS, RESOLUTIONS AND NOTICES**

##### **MOTION TO RECONSIDER (SB 21)**

Senator Hill moved to reconsider the vote whereby the Senate concurred in Assembly amendments to SB 21.

#### **Roll Call**

The roll was called and reconsideration was granted by the following vote:

**AYES (39)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Measure ordered returned to unfinished business.



**CONSIDERATION OF DAILY FILE (RESUMED)**  
**UNFINISHED BUSINESS (RESUMED)**  
**Consideration of Assembly Amendments**

**Senate Bill 21**—An act to amend Sections 87207 and 89506 of the Government Code, relating to the Political Reform Act of 1974.

Bill presented by Senator Hill.

The question being: Shall the Senate concur in the Assembly amendments to SB 21?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (37)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk.

NOES (1)—Senator Anderson.

Above bill ordered enrolled.

**MOTIONS, RESOLUTIONS AND NOTICES**  
**MOTION TO SUSPEND SENATE RULE 29.3(b)**

Senator Monning moved to suspend Senate Rule 29.3(b) as it relates to **AB 199**.

**Roll Call**

The roll was called and the motion carried by the following vote:

AYES (24)—Senators Allen, Beall, Block, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (1)—Senator Runner.

**MOTION TO PRINT IN JOURNAL**

Senator Monning moved that the following letter be printed in the journal.

Motion carried.

September 10, 2015

*The Honorable Kevin de León*

*President pro Tempore of the Senate*

Dear Senator De León: I authored Senate Bill (SB) 475 during the current 2015–16 Legislative Session with the intent to give future residents of Continuing Care Retirement Communities (CCRC) and their estates protections against significant delays in lump-sum payments under contracts, which condition repayment upon resale of the CCRC unit. It is also the intent of the measure to prohibit a CCRC from applying monthly fees after a resident has vacated the unit, unless this condition is part of an





equity interest contract, and to reinforce CCRC provider good faith efforts to reoccupy or resell the unit once it becomes vacant.

Amendments taken on September 4, 2015, were intended to allow new CCRC projects in the final stages of development that are close to being approved by the Department of Social Services a grace period of one extra year to comply with the provisions contained in SB 475. It was not the intent of the September 4, 2015, amendments to exempt these projects from all the obligations in current statute, namely Health and Safety Code Section 1788.4 (a) through (e).

Given the end of session deadlines this year, it is not possible to remedy this inadvertent drafting error. However, I intend to author a follow up measure that will address this inadvertent mistake next year.

Sincerely,  
WILLIAM W. MONNING  
Senator, 17th District

#### **MOTIONS TO REFER MEASURES TO INACTIVE FILE**

Senator Allen moved that **AB 974** be ordered to the inactive file.

Senator Galgiani moved that **AB 935** be ordered to the inactive file.

Motions carried.

#### **MEASURES WITHDRAWN AND PLACED ON FILE**

Without objection, the following measures were withdrawn from the Committee on Rules and ordered to third reading:

AB 3

AB 1352

#### **RECESS**

At 12:40 p.m., on motion of Senator Jackson, the Senate recessed until 1:30 p.m.

#### **RECONVENED**

At 2:50 p.m., the Senate reconvened.

Hon. Holly J. Mitchell, of the 30th District, presiding.

#### **MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 10, 2015

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

SB 226

SB 374

SB 705

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above bills ordered to unfinished business.



**REPORTS OF STANDING COMMITTEES****Committee on Natural Resources and Water**

Date of Hearing, September 10, 2015

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

SB 414

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

PAVLEY, Chair

Above bill ordered returned to unfinished business.

**Committee on Health**

Date of Hearing, September 10, 2015

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

AB 232

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

HERNANDEZ, Chair

Above bill re-referred to the Committee on Appropriations.

**Committee on Energy, Utilities and Communications**

Date of Hearing, September 10, 2015

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

AB 802

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

HUESO, Chair

Above bill re-referred to the Committee on Appropriations.

**Committee on Business, Professions and Economic Development**

Date of Hearing, September 10, 2015

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

AB 684

Reports the same back with the recommendation: Do pass.

HILL, Chair

Above bill ordered to second reading.



**CONSIDERATION OF DAILY FILE (RESUMED)**  
**SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 684**—An act to amend Sections 2546.2, 2546.9, 2550.1, 2554, 2556, 2567, 3010.5, 3011, 3013 of, to add Sections 2556.1, 2556.2, 3020, 3021, 3023.1 to, and to repeal and add Section 655 of, the Business and Professions Code, relating to healing arts.

Bill read second time and ordered to third reading.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Appropriations**

Date of Hearing, September 10, 2015

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

AB 908

Reports the same back with the recommendation: That the bill be returned to the Senate Floor for consideration.

LARA, Chair

Above bill ordered to third reading.

**Committee on Transportation and Housing**

Date of Hearing, September 10, 2015

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

AB 1250

Reports the same back with the recommendation: That the bill be returned to the Senate Floor for consideration.

BEALL, Chair

Above bill ordered to third reading.

**Committee on Labor and Industrial Relations**

Date of Hearing, September 10, 2015

Madam President: The Committee on Labor and Industrial Relations, to which was referred:

AB 1513

Reports the same back with the recommendation: That the bill be returned to the Senate Floor for consideration.

MENDOZA, Chair

Above bill ordered to third reading.



**Committee on Governance and Finance**

Date of Hearing, September 10, 2015

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

AB 72

Reports the same back with the recommendation: Do pass.

HERTZBERG, Chair

Above bill ordered to second reading.

**CONSIDERATION OF DAILY FILE (RESUMED)****SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 72**—An act to add and repeal Article 4 (commencing with Section 32250) of Chapter 3 of Division 23 of the Health and Safety Code, relating to health care districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**REPORTS OF STANDING COMMITTEES****Committee on Governance and Finance**

Date of Hearing, September 10, 2015

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

AB 199

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

HERTZBERG, Chair

Above bill re-referred to the Committee on Appropriations.

**Committee on Appropriations**

Senate Chamber, September 10, 2015

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

AB 232

Reports the same back with the recommendation: That the above bill be ordered to second reading pursuant to Senate Rule 28.8.

LARA, Chair

Above bill ordered to second reading.



**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 295**—An act to add Section 51015.1 to the Government Code, relating to pipeline safety.

Bill presented by Senator Jackson.

The question being: Shall the Senate concur in the Assembly amendments to SB 295?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (27)**—Senators Allen, Beall, Berryhill, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Leno, Leyva, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Vidak, Wieckowski, and Wolk.

**NOES (9)**—Senators Anderson, Bates, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, and Stone.

Above bill ordered enrolled.

**Senate Bill 347**—An act to amend Section 29805 of the Penal Code, relating to firearms.

Bill presented by Senator Jackson.

The question being: Shall the Senate concur in the Assembly amendments to SB 347?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (24)**—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Wieckowski, and Wolk.

**NOES (14)**—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Roth, Stone, and Vidak.

Above bill ordered enrolled.



**Senate Bill 612**—An act to amend Sections 25270.2, 25270.3, 25270.4.1, 25270.4.5, 25270.5, 25270.6, 25270.9, 25281, 25404, 25505, 25507, 25507.2, 25508.1, 25531.2, and 118330 of, and to add Section 25158.1 to, the Health and Safety Code, relating to hazardous materials.

Bill presented by Senator Jackson.

The question being: Shall the Senate concur in the Assembly amendments to SB 612?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

#### THIRD READING OF ASSEMBLY BILLS

**Assembly Bill 864**—An act to add Section 51013.1 to the Government Code, relating to oil spill response.

Bill read third time and presented by Senator Jackson.

#### Roll Call

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

AYES (32)—Senators Allen, Anderson, Bates, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Nguyen, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk.

NOES (5)—Senators Fuller, Gaines, Moorlach, Morrell, and Nielsen.

Bill ordered transmitted to the Assembly.

**Assembly Bill 559**—An act to add Section 1021 to the Fish and Game Code, relating to monarch butterflies.

Bill read third time and presented by Senator Jackson.

#### Roll Call

The roll was called.

#### CALL OF THE SENATE

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

Motion carried.



**MOTIONS, RESOLUTIONS AND NOTICES  
RE-REFERENCE TO COMMITTEE  
PURSUANT TO SENATE RULE 29.10(d)**

Pursuant to Senate Rule 29.10(d), the following measures were re-referred to the Committee on Rules:

SB 374

SB 705

**At 3:16 p.m., Senator Hannah-Beth Jackson, 19th District,  
Presiding**

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

**Senate Constitutional Amendment 8**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 1 and 4 of, and adding Section 4.5 to, Article XI thereof, relating to counties.

Resolution read third time and presented by Senator Mendoza.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

State Capitol, September 10, 2015

Madam President: On a vote of 5–0, the Committee on Rules has re-referred the following measures pursuant to Senate Rule 29.10:

**Transportation and Housing**—SB 374 and SB 705 (Senate Rule 29.10(d))

DE LEÓN, Chair

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

**Assembly Bill 1524**—An act to amend Section 343 of the Public Utilities Code, relating to electricity.

Bill read third time and presented by Senator Hueso.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Bill 1363**—An act to amend Sections 17001.5, 17002, and 17003 of the Food and Agricultural Code, relating to animals.

Bill read third time and presented by Senator Vidak.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1157**—An act to amend Sections 401.17, 441, and 1153.5 of the Revenue and Taxation Code, relating to taxation.

Bill read third time and presented by Senator Hill.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

Senate Chamber, September 10, 2015

Madam President: The Committee on Rules has examined:

SB 9	SB 34	SB 148	SB 170
SB 204	SB 225	SB 271	SB 337
SB 359	SB 388	SB 439	SB 466
SB 555	SB 570	SB 613	SB 655
SB 695	SB 703	SB 750	

And reports the same have been correctly enrolled, and presented to the Governor on the 10th day of September, 2015, at 3:30 p.m.

DE LEÓN, Chair



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

**Assembly Bill 218**—An act to amend Section 374 of the Streets and Highways Code, relating to state highways.

Bill read third time and presented by Senator Stone.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**DEMOCRATIC CAUCUS**

At 3:43 p.m., Senator Monning announced a Democratic Caucus.

**REPUBLICAN CAUCUS**

At 3:44 p.m., Senator Fuller announced a Republican Caucus.

**At 4:25 p.m., Senator Hannah-Beth Jackson, 19th District,  
 Presiding**

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

**Assembly Bill 229**—An act to add and repeal Section 19822.4 of the Government Code, relating to public employment.

Bill read third time and presented by Senator Glazer.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Concurrent Resolution 15**—Relative to California Holocaust Memorial Week.

Resolution read third time and presented by Senator Stone.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 521**—An act to amend Section 120991 of the Health and Safety Code, relating to HIV testing.

Bill read third time and presented by Senator Hall.

**Roll Call**

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

**AYES (27)**—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Pan, Pavley, Roth, Wieckowski, and Wolk.

**NOES (11)**—Senators Anderson, Bates, Cannella, Fuller, Gaines, Huff, Morrell, Nguyen, Nielsen, Runner, and Vidak.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE**  
**DISPENSED WITH (SCA 8)**

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

**CALL OF THE SENATE CONTINUED**

Pending the announcement of the vote, Senator Mendoza moved to continue the call of the Senate.

Motion carried.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1524)**

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

**Roll Call**

The names of the absentees were called and AB 1524 was passed by the following vote:

AYES (38)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Stone, Vidak, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1363)**

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

**Roll Call**

The names of the absentees were called and AB 1363 was passed by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 218)**

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

**Roll Call**

The names of the absentees were called and AB 218 was passed by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1157)**

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

**Roll Call**

The names of the absentees were called and AB 1157 was passed by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 229)**

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

**Roll Call**

The names of the absentees were called and AB 229 was passed by the following vote:

AYES (25)—Senators Allen, Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Glazer, Hall, Hertzberg, Hill, Huff, Lara, Liu, McGuire, Moorlach, Morrell, Nguyen, Nielsen, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (11)—Senators Beall, Block, Hancock, Hernandez, Hueso, Jackson, Leno, Leyva, Mitchell, Monning, and Pavley.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (ACR 15)**

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

**Roll Call**

The names of the absentees were called and ACR 15 was adopted by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above resolution ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 559)**

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

**Roll Call**

The names of the absentees were called and AB 559 was passed by the following vote:

AYES (27)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Nguyen, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (11)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Moorlach, Morrell, Nielsen, Stone, and Vidak.

Above bill ordered transmitted to the Assembly.

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

**Assembly Bill 1347**—An act to add and repeal Section 9204 of the Public Contract Code, relating to public contracts.

Bill read third time and presented by Senator Galgiani.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1261**—An act to add Article 7 (commencing with Section 14590.10) to Chapter 8.7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to adult day health care.

Bill read third time and presented by Senator Allen.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**Assembly Bill 1521**—An act to amend Sections 55.3, 55.32, and 55.54 of the Civil Code, to amend Section 425.50 of, and to add Section 425.55 to, the Code of Civil Procedure, and to add Sections 68085.35 and 70616.5 to the Government Code, relating to disability access, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Roth.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (38)—Senators Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

**Roll Call**

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

AYES (38)—Senators Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1387**—An act to amend Sections 1548, 1568.0822, 1569.35, 1569.49, 1596.842, 1596.99, and 1597.58 of the Health and Safety Code, relating to care facilities.

Bill read third time and presented by Senator Monning.

**Roll Call**

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

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**Assembly Bill 234**—An act to amend Sections 113789 and 114376 of the Health and Safety Code, relating to food.

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 (27)—Senators Allen, Beall, Block, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Nguyen, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (13)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Galgiani, Huff, Morrell, Nielsen, Runner, Stone, and Vidak.

Bill ordered transmitted to the Assembly.

**Assembly Bill 47**—An act to add Section 8235.1 to the Education Code, relating to preschool.

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 (29)—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Nguyen, Pan, Pavley, Roth, Vidak, Wieckowski, and Wolk.

NOES (11)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Moorlach, Morrell, Nielsen, Runner, and Stone.

Bill ordered transmitted to the Assembly.

**Assembly Bill 379**—An act to amend Sections 48853, 48853.5, 49069.5, 51225.1, and 51225.2 of, and to amend the heading of Chapter 5.5 (commencing with Section 48850) of Part 27 of Division 4 of Title 2 of, the Education Code, relating to foster youth.

Bill read third time and presented by Senator Mitchell.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**Assembly Bill 1436**—An act to add Section 12300.3 to the Welfare and Institutions Code, relating to public social services.

Bill read third time and presented by Senator McGuire.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 339**—An act to amend Section 1367.205 of, to add Sections 1367.41 and 1367.42 to, and to add and repeal Section 1342.71 of, the Health and Safety Code, and to amend Section 10123.192 of, to add Section 10123.201 to, and to add and repeal Section 10123.193 of, the Insurance Code, relating to health care coverage.

Bill read third time and presented by Senator Monning.

**Roll Call**

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

AYES (25)—Senators Allen, Beall, Block, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (13)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Stone, and Vidak.

Bill ordered transmitted to the Assembly.

**Assembly Bill 50**—An act to add Section 14148.25 to the Welfare and Institutions Code, relating to perinatal care.

Bill read third time and presented by Senator Monning.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.





**Assembly Bill 901**—An act to amend Section 41821.5 of, to amend, renumber, and add Section 41821.6 of, and to add Sections 41821.7 and 41821.8 to, the Public Resources Code, relating to solid waste.

Bill read third time and presented by Senator Wieckowski.

**Roll Call**

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

AYES (26)—Senators Allen, Bates, Beall, Block, Cannella, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Pavley, Wieckowski, and Wolk.

NOES (10)—Senators Anderson, Berryhill, Fuller, Gaines, Huff, Morrell, Nguyen, Nielsen, Stone, and Vidak.

Bill ordered transmitted to the Assembly.

**MOTIONS, RESOLUTIONS AND NOTICES**

**MOTION TO RE-REFER TO COMMITTEE**

Senator Monning moved that **AB 604** be re-referred to the Committee on Rules.

**Roll Call**

The roll was called and the motion carried by the following vote:

AYES (23)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (13)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

**MOTION TO SUSPEND SENATE RULE 29.3(b)**

Senator Monning moved to suspend Senate Rule 29.3(b) as it relates to **AB 134**.

**Roll Call**

The roll was called and the motion carried by the following vote:

AYES (23)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (13)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

**MOTION TO REFER MEASURES TO INACTIVE FILE**

Senator Wolk moved that **AB 1330** be ordered to the inactive file.

Motion carried.



**MOTION TO PRINT IN JOURNAL**

Senator Hill moved that the following letter be printed in the journal.  
Motion carried.

September 9, 2015

*The Honorable Kevin de León*

*President pro Tempore of the Senate*

*The Honorable Jean Fuller*

*Minority Floor Leader of the Senate*

Dear Senators De León and Fuller: This letter serves to clarify the intent of SB 119 (Hill), which would enact the Dig Safe Act of 2015, its intent to improve safety in the excavation around subsurface installations.

The bill permits an operator of a subsurface installation to submit a response to a regional notification center via a method known as “electronic positive response,” a system that promotes accountability and effective communication in the “call before you dig” process. Both of California’s regional notification centers, USA North and DigAlert, are in the process of upgrading their technology to support electronic positive response, but neither will complete this process by January 1, 2016, the operative date of the bill.

It is not the intent of SB 119 to say that the regional notification centers are out of compliance with the law if they do not finish their technology upgrades by January 1, 2016. Instead, the intent was that these centers complete their upgrades in a responsible and expeditious manner, but not to specify a due date.

Sincerely,

JERRY HILL

Senator, 13th District

**RECESS**

At 5:31 p.m., on motion of Senator Monning, the Senate recessed until 6:30 p.m.

**RECONVENED**

At 6:31 p.m., the Senate reconvened.

Hon. Hannah-Beth Jackson, of the 19th District, presiding.



**REPORTS OF STANDING COMMITTEES**  
**Committee on Budget and Fiscal Review**

Senate Chamber, September 10, 2015

Madam President: The Chair of the Committee on Budget and Fiscal Review, to which was referred:

AB 134

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

LENO, Chair

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

**Assembly Bill 134**—An act relating to the Budget Act of 2015.

Bill 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**

Date of Hearing, September 10, 2015

Madam President: The Committee on Banking and Financial Institutions, to which was referred:

AJR 25

Reports the same back with the recommendation: Be adopted.

BLOCK, Chair

Above resolution ordered to third reading.

**Committee on Public Safety**

Date of Hearing, September 10, 2015

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

SB 405

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

HANCOCK, Chair

Above bill ordered returned to unfinished business.



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

**Assembly Bill 1269**—An act to amend Section 26003 of, and to amend and repeal Section 26011.8 of, the Public Resources Code, and to amend Section 6010.8 of the Revenue and Taxation Code, relating to alternative energy.

Bill read third time and presented by Senator Beall.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 776**—An act to amend Sections 25500 and 25666 of, and to add Sections 23355.3, 23399.65, and 23402.5 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read third time and presented by Senator Hall.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Bill 329**—An act to amend Sections 51930, 51931, 51932, 51933, 51934, 51935, 51936, 51937, 51938, and 51939 of, to amend the heading of Article 2 (commencing with Section 51933) of Chapter 5.6 of, to amend the heading of Chapter 5.6 (commencing with Section 51930) of, to amend and renumber the heading of Article 4 (commencing with Section 51935) of Chapter 5.6 of, to amend and renumber the heading of Article 5 (commencing with Section 51937) of Chapter 5.6 of, and to repeal the heading of Article 3 (commencing with Section 51934) of Chapter 5.6 of, Part 28 of Division 4 of Title 2 of, the Education Code, relating to pupil instruction.

Bill read third time and presented by Senator Liu.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1140**—An act to amend Sections 13952, 13954, 13955, 13956, 13957, 13957.5, 13957.7, 13957.9, 13959, 13963, 13965, 13971, 13972, and 13973 of the Government Code, and to amend Sections 1202.4 and 2085.5 of the Penal Code, relating to crime victims, and making an appropriation therefor.

Bill read third time and presented by Senator Hancock.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Bill 403**—An act to amend Sections 7911, 7911.1, and 7912 of the Family Code, to amend Section 6276.38 of the Government Code, to amend Sections 1502, 1506, 1507.25, 1520.1, 1520.5, 1522.2, 1522.4, 1522.41, 1522.43, 1524, 1524.6, 1525.5, 1530.7, 1530.8, 1531.1, 1531.15, 1534, 1536, 1538.3, 1538.5, 1538.6, 1538.7, 1548, 1562, 1562.35, 1563, and 1567.4 of, to amend, repeal, and add Sections 1502.4 and 1529.2 of, to add Sections 1506.1, 1517, and 1562.01 to, and to add and repeal Section 1502.45 of, the Health and Safety Code, to amend Sections 11105.08, 11105.2, 11105.3, and 11170 of the Penal Code, and to amend Sections 319.3, 706.6, 727, 727.1, 4094.2, 5600.3, 10553.12, 11400, 11403.2, 11460, 11461.2, 11465, 11466.21, 11466.22, 11466.25, 11466.3, 11466.31, 11466.32, 11466.33, 11466.34, 11466.35, 11466.36, 11466.5, 11466.6, 11468, 16000, 16501, 16501.1, 16514, 16519.5, 18251, and 18987.72 of, to amend and repeal Section 16003 of, to amend, repeal, and add Sections 361.2, 4096, 4096.5, 11402, 11462, 11462.01, 11462.02, 11462.04, 11463, 11466.2, and 18254 of, to add Sections 827.11, 832, 11253.2, 11462.022, 11462.041, 11466, 16003.5, 16519.52, 16519.53, 16519.54, 16519.55, and 16519.6 to, and to add and repeal Sections 4096.1, 4096.55, 11402.01, 11462.001, 11462.015, 11462.021, 11463.01, and 11463.1 of, the Welfare and Institutions Code, relating to public social services.

Bill read third time and presented by Senator McGuire.

**Roll Call**

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

**AYES (40)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Bill ordered transmitted to the Assembly.



**Assembly Bill 1328**—An act to amend Section 6086.7 of the Business and Professions Code, and to add Section 1424.5 to the Penal Code, relating to criminal procedure.

Bill read third time and presented by Senator Leno.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**CONSIDERATION OF DAILY FILE (RESUMED)**

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

**Assembly Bill 895**—An act to amend Sections 16428.3 and 16428.5 of, and to add Section 16428.25 to, the Government Code, and to amend Sections 453.5 and 1759 of the Public Utilities Code, relating to public utilities.

Bill read third time and presented by Senator Hueso.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

**CONSIDERATION OF DAILY FILE (RESUMED)**

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

**Assembly Bill 666**—An act to amend Section 786 of, and to add Section 787 to, the Welfare and Institutions Code, relating to juveniles.

Bill read third time and presented by Senator Leno.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.



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

**Assembly Bill 502**—An act to amend Section 1925 of, and to add Article 9.1 (commencing with Section 1967) to Chapter 4 of Division 2 of, the Business and Professions Code, and to amend Sections 13401 and 13401.5 of the Corporations Code, relating to dental hygiene.

Bill read third time and presented by Senator Hill.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 959**—An act to add Section 8310.8 to the Government Code, relating to data collection.

Bill read third time and presented by Senator Hall.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

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

Motion carried.

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

**Assembly Bill 1461**—An act to amend Sections 2100 and 2102 of, and to add Chapter 4.5 (commencing with Section 2260) to Division 2 of the Elections Code, relating to elections.

Bill read third time and presented by Senator Lara.

**Roll Call**

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

AYES (25)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (15)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Huff, Monning, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Bill ordered transmitted to the Assembly.





**Assembly Bill 527**—An act to add and repeal Section 25503.40 of the Business and Professions Code, relating to alcoholic beverages.

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 (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 672**—An act to amend Section 3007.05 of the Penal Code, and to add Section 14903 to the Vehicle Code, relating to inmates.

Bill read third time and presented by Senator Mitchell.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 179**—An act to amend Sections 726, 1601.1, 1616.5, 1632, 1638, 1638.1, 1638.3, 1646.6, 1647.8, 1724, 1725, 1742, 1752.1, 2841, 4501, and 4503 of, to amend, repeal, and add Sections 205, 2894, and 4547 of, to add Section 1650.1 to, and to add and repeal Sections 2847.1, 2847.5 and 2858.5 of, the Business and Professions Code, relating to healing arts.

Bill read third time and presented by Senator Hill.

**Roll Call**

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

AYES (32)—Senators Allen, Anderson, Beall, Berryhill, Block, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Nielsen, Pan, Pavley, Roth, Runner, Vidak, Wieckowski, and Wolk.

NOES (5)—Senators Bates, Gaines, Morrell, Nguyen, and Stone.

Bill ordered transmitted to the Assembly.



**Assembly Bill 194**—An act to amend Section 149.7 of, and to add Section 149.12 to, the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

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 (27)—Senators Allen, Beall, Berryhill, Block, Cannella, De León, Gaines, Galgiani, Glazer, Hall, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, Mitchell, Pan, Roth, Runner, Stone, Vidak, and Wolk.

NOES (10)—Senators Anderson, Bates, Fuller, Hancock, McGuire, Monning, Moorlach, Morrell, Nguyen, and Nielsen.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1023**—An act to add Section 1701.9 to the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time and presented by Senator Hill.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1266**—An act to add Section 706 to the Public Utilities Code, relating to electrical and gas corporations.

Bill read third time and presented by Senator Hueso.

**Roll Call**

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

AYES (24)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (14)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Bill ordered transmitted to the Assembly.



**Assembly Bill 693**—An act to amend Section 748.5 of, and to add Chapter 9.5 (commencing with Section 2870) to Part 2 of Division 1 of, the Public Utilities Code, relating to energy.

Bill read third time and presented by Senator Leyva.

**Roll Call**

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

AYES (26)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (14)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Bill ordered transmitted to the Assembly.

**Assembly Bill 825**—An act to add Article 5 (commencing with Section 8548.9.1) to Chapter 6.5 of Division 1 of Title 2 of the Government Code, and to amend Sections 311.5, 314.5, 583, 1701, 1706, and 1710 of, to add Section 468 to, and to add Article 1.5 (commencing with Section 720) to Chapter 4 of Part 1 of Division 1 of, the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time and presented by Senator Hill.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1207**—An act to amend Section 1596.866 of, and to add Section 1596.8662 to, the Health and Safety Code, and to amend Section 11165.7 of the Penal Code, relating to child abuse reporting.

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 (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**Assembly Bill 533**—An act to add Sections 1371.30, 1371.31, and 1371.9 to the Health and Safety Code, and to add Sections 10112.8, 10112.81, and 10112.82 to the Insurance Code, relating to health care coverage.

Bill read third time and presented by Senator Hernandez.

**Roll Call**

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

AYES (25)—Senators Allen, Beall, Berryhill, Block, Cannella, Gaines, Glazer, Hall, Hancock, Hernandez, Hill, Hueso, Huff, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Morrell, Nielsen, Pavley, Runner, and Wieckowski.

NOES (10)—Senators Anderson, Bates, Galgiani, Jackson, Nguyen, Pan, Roth, Stone, Vidak, and Wolk.

Bill ordered transmitted to the Assembly.

**Assembly Concurrent Resolution 103**—Relative to adoption.

Resolution read third time and presented by Senator McGuire.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**Assembly Bill 1492**—An act to amend and add Sections 298 and 299 of the Penal Code, relating to DNA samples.

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 (38)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**MOTIONS, RESOLUTIONS AND NOTICES**  
**MOTION TO REFER MEASURES TO INACTIVE FILE**

Senator Hueso moved that **AB 718** be ordered to the inactive file.  
 Motion carried.

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

**Assembly Bill 1251**—An act to add Chapter 4.5 (commencing with Section 816.50) to Title 2 of Part 2 of Division 2 of the Civil Code, to amend Section 65560 of the Government Code, and to amend Section 402.1 of the Revenue and Taxation Code, relating to open-space lands.

Bill read third time and presented by Senator De León.

**Roll Call**

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

**AYES (27)**—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

**NOES (13)**—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Bill ordered transmitted to the Assembly.

**UNFINISHED BUSINESS (RESUMED)**  
**Consideration of Assembly Amendments**

**Senate Bill 533**—An act to repeal and add Section 53084.5 of the Government Code, relating to local government.

Bill presented by Senator Pan.

The question being: Shall the Senate concur in the Assembly amendments to SB 533?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (28)**—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Pan, Pavley, Roth, Wieckowski, and Wolk.

**NOES (12)**—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Above bill ordered enrolled.



**MOTIONS, RESOLUTIONS AND NOTICES**  
**MOTION TO PRINT IN JOURNAL**

Senator Pan moved that the following letter be printed in the journal.  
Motion carried.

September 10, 2015

*Mr. Daniel Alvarez*  
*Secretary of the Senate*

Dear Secretary Alvarez: The purpose of this letter is to express my intent in enacting SB 533, which prohibits, on or after January 1, 2016, a local agency from entering into any form of agreement that would result, directly or indirectly, in the payment, transfer, diversion, or rebate of Bradley-Burns local tax proceeds to any person, as defined, for any purpose, if the agreement results in a reduction in the amount of Bradley-Burns tax proceeds that, in the absence of the agreement, would be received by another local agency and the retailer continues to maintain a physical presence within the territorial jurisdiction of that other local agency, with specified exceptions.

This bill would also impose specified notification and reporting requirements on a local agency entering into an agreement that results in a reduction of the amount of Bradley-Burns tax proceeds, that in the absence of the agreement, would be received by another local agency, prior to the ratification of that agreement.

This bill would also require any local agency to post such an agreement on its Internet Web site including any agreements entered into prior to the effective date of this bill that are still in effect. By imposing these notifications and reporting requirements on a local agency, this bill would impose a state-mandated local program.

This bill would exclude from these provisions a local agency that has a mutual tax revenue sharing agreement with another local agency that results in the reduction of Bradley-Burns local tax revenues.

SB 533 is not intended to impact any existing agreements entered into by local agencies. Specifically, SB 533 is not intended to impact the renewal or amendment of any such existing agreements, provided that the renewal or amendment does not result in the reduction of Bradley-Burns local tax revenues that had previously been received by another local agency.

Sincerely,  
DR. RICHARD PAN  
Senator, 6th District

**MOTION TO REFER MEASURES TO INACTIVE FILE**

Senator Wieckowski moved that **AB 1432** be ordered to the inactive file.  
Motion carried.



**CONSIDERATION OF DAILY FILE (RESUMED)**  
**UNFINISHED BUSINESS (RESUMED)**  
**Consideration of Assembly Amendments**

**Senate Bill 588**—An act to add Chapter 10 (commencing with Section 690.020) to Division 1 of Title 9 of Part 2 of the Code of Civil Procedure, and to amend Section 98 of, and to add Sections 96.8, 238, 238.1, 238.2, 238.3, 238.4, 238.5, and 558.1 to, the Labor Code, relating to employment.

Bill presented by Senator De León.

The question being: Shall the Senate concur in the Assembly amendments to SB 588?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (28)**—Senators Allen, Beall, Berryhill, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

**NOES (11)**—Senators Anderson, Bates, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Stone, and Vidak.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE**  
**DISPENSED WITH (SCA 8)**

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

**CALL OF THE SENATE CONTINUED**

Pending the announcement of the vote, Senator Mendoza moved to continue the call of the Senate.

Motion carried.

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

**Senate Resolution 49**—Relative to California-Mexico relations.  
Resolution read third time and presented by Senator De León.

**Roll Call**

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

**AYES (40)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Resolution ordered transmitted to the Assembly.



**Senate Resolution 50**—Relative to California-Mexico relations.  
Resolution read third time and presented by Senator De León.

**Roll Call**

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

AYES (31)—Senators Allen, Anderson, Beall, Berryhill, Block, Cannella, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Nguyen, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**MOTIONS, RESOLUTIONS AND NOTICES**  
**MOTION TO RECONSIDER (AB 1492)**

Senator Hancock moved to reconsider the vote whereby AB 1492 was passed.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Measure ordered returned to third reading.

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

**Assembly Bill 1492**—An act to amend and add Sections 298 and 299 of the Penal Code, relating to DNA samples.

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 (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.





**MOTIONS, RESOLUTIONS AND NOTICES  
UNANIMOUS CONSENT TO TAKE UP  
WITHOUT REFERENCE TO FILE**

Senator Fuller asked for, and was granted, unanimous consent to take up **AB 232** at this time, without reference to file.

**Consideration of Assembly Bill 232**

**Assembly Bill 232**—An act to amend Section 130060 of the Health and Safety Code, relating to health facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Fuller.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

**Roll Call**

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

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1269)**

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

**Roll Call**

The names of the absentees were called and AB 1269 was passed by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 776)**

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

**Roll Call**

The names of the absentees were called and AB 776 was passed by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (1)—Senator Nguyen.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 329)**

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

**Roll Call**

The names of the absentees were called and AB 329 was passed by the following vote:

AYES (26)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (14)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1140)**

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

**Roll Call**

The names of the absentees were called and AB 1140 was passed by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 502)**

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

**Roll Call**

The names of the absentees were called and AB 502 was passed by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 895)**

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

**Roll Call**

The names of the absentees were called and AB 895 was passed by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 1328)**

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

**Roll Call**

The names of the absentees were called and AB 1328 was passed by the following vote:

AYES (26)—Senators Allen, Beall, Block, Cannella, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, Mendoza, Mitchell, Monning, Moorlach, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (13)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Galgiani, McGuire, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 666)**

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

**Roll Call**

The names of the absentees were called and AB 666 was passed by the following vote:

AYES (24)—Senators Allen, Beall, Block, De León, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Wieckowski, and Wolk.

NOES (16)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Galgiani, Huff, Moorchach, Morrell, Nguyen, Nielsen, Roth, Runner, Stone, and Vidak.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 959)**

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

**Roll Call**

The names of the absentees were called and AB 959 was passed by the following vote:

AYES (32)—Senators Allen, Beall, Berryhill, Block, Cannella, De León, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Nguyen, Pan, Pavley, Roth, Vidak, Wieckowski, and Wolk.

NOES (5)—Senators Anderson, Fuller, Morrell, Nielsen, and Runner.

Above bill ordered transmitted to the Assembly.

**MOTIONS, RESOLUTIONS AND NOTICES  
MOTIONS TO REFER MEASURES TO INACTIVE FILE**

Senator Hill moved that **AB 516** be ordered to the inactive file.

Senator Runner moved that **SCR 80** be ordered to the inactive file.

Motions carried.



**REQUEST TO DISPENSE WITH JOINT RULES 61 AND 62**

The following request was presented by Senator Monning:

Senate Chamber, September 10, 2015

Mr. Secretary: I request permission to introduce a resolution to dispense with Joint Rule 61(a) and Joint Rule 62(a) in order that **AB 679** may be heard and reported by committee after the deadline.

SENATOR MONNING

**Recommendation of the Committee on Rules**

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

DE LEÓN, Chair

**RESOLUTION TO DISPENSE WITH JOINT RULES**

*Resolved*, that Joint Rule 61(a) and Joint Rule 62(a) be dispensed with as requested.

**Roll Call**

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

AYES (27)—Senators Allen, Beall, Block, De León, Fuller, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (6)—Senators Anderson, Bates, Berryhill, Gaines, Moorlach, and Nielsen.

**MEASURES RE-REFERRED TO COMMITTEE**

Without objection, the following measure was re-referred to the Committee on Rules:

AB 679

**MOTION TO SUSPEND SENATE RULE 29.3(b)**

Senator Monning moved to suspend Senate Rule 29.3(b) as it relates to **AB 35, AB 679, AB 1288, and SR 39**.

**Roll Call**

The roll was called and the motion carried by the following vote:

AYES (26)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (1)—Senator Anderson.



**MOTION TO READ BILLS SECOND TIME**

Senator Monning moved that **AB 72, AB 684, AB 199, and AB 802** be given their second reading upon being reported from committee.

**Roll Call**

The roll was called and the motion carried by the following vote:

**AYES (26)**—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

**NOES (1)**—Senator Anderson.

**RECESS TO CONVENE FIRST EXTRAORDINARY SESSION**

At 9:24 p.m., on motion of Senator Jackson, the Senate recessed in order to convene the First Extraordinary Session.

**RECONVENED**

At 9:30 p.m., the Senate reconvened.

Hon. Hannah-Beth Jackson, of the 19th District, presiding.

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

**Assembly Bill 281**—An act to amend Sections 7500.1, 7500.3, 7506.9, 7507.5, 7507.9, 7507.115, 7507.13, and 7508.7 of, and to add Sections 7509, 7509.1, 7509.2, and 7509.3 to, the Business and Professions Code, and to amend Sections 28, 14602.6, 14602.9, 22651.07, and 22850.5 of the Vehicle Code, relating to collateral recovery.

Bill read third time and presented by Senator Bates.

**Roll Call**

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

**AYES (40)**—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SCA 8)**

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

**CALL OF THE SENATE CONTINUED**

Pending the announcement of the vote, Senator Mendoza moved to continue the call of the Senate.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (SCA 8)**

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

**Roll Call**

The names of the absentees were called and SCA 8 was refused adoption by the following vote:

AYES (24)—Senators Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Liu, McGuire, Mendoza, Monning, Nielsen, Pan, Runner, Wieckowski, and Wolk.

NOES (15)—Senators Allen, Anderson, Bates, Berryhill, Fuller, Gaines, Huff, Leyva, Moorlach, Morrell, Nguyen, Pavley, Roth, Stone, and Vidak.

**MOTION TO RECONSIDER (SCA 8)**

Senator Mendoza moved to reconsider the vote whereby SCA 8 was refused adoption.

**Roll Call**

The roll was called and reconsideration was granted by the following vote:

AYES (40)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Measure ordered returned to third reading.



**MOTIONS, RESOLUTIONS AND NOTICES  
MEASURES TO INACTIVE FILE**

Pursuant to Senate Rule 29, the following measure was ordered to the inactive file:

AB 1508

**REQUESTS TO BE ADDED TO ROLL CALL**

September 10, 2015

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 542—Aye	SB 147—Aye	SB 197—Aye
SB 21—Aye	SB 42—Aye	SB 119—Aye
SB 46—Aye	SB 134—Aye	SB 238—Aye
SB 246—Aye	SB 300—Aye	SB 319—Aye
SB 320—Aye	SB 324—Aye	SB 334—Aye
SB 413—Aye	SB 475—Aye	SB 484—Aye
SB 494—Aye	SB 519—Aye	SB 530—Aye
SB 696—Aye	SB 792—Aye	SB 800—Aye
SB 19—Aye	SB 172—Aye	SB 239—Aye
SB 331—Aye	SB 467—Aye	SB 762—Aye
SB 399—Aye	SB 291—Aye	SB 501—Aye
SB 605—Aye	SB 641—Aye	SB 697—Aye
SB 295—Aye	SB 347—Aye	SB 612—Aye
AB 864—Aye	AB 1521—Aye	AB 1387—Aye
AB 234—Aye	AB 47—Aye	AB 379—Aye
AB 1436—Aye	AB 403—Aye	AB 1461—Aye
AB 527—Aye		

KEVIN DE LEÓN, President pro Tempore

September 10, 2015

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measure taken up on this day:

SB 295—No

JEAN FULLER, Minority Floor Leader





**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, September 10, 2015

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

SB 18	SB 137	SB 251	SB 321
SB 326	SB 376	SB 387	SB 507
SB 546	SB 610	SB 660	SB 673
SB 767	SB 794	SB 804	

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

Above bills ordered to unfinished business.

Assembly Chamber, September 10, 2015

Madam President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

AB 10	AB 30	AB 36	AB 141
AB 142	AB 164	AB 177	AB 180
AB 181	AB 192	AB 226	AB 260
AB 288	AB 353	AB 371	AB 388
AB 438	AB 477	AB 485	AB 504
AB 522	AB 545	AB 552	AB 617
AB 621	AB 692	AB 726	AB 759
AB 795	AB 833	AB 854	AB 858
AB 883	AB 921	AB 953	AB 968
AB 990	AB 1020	AB 1042	AB 1045
AB 1060	AB 1073	AB 1096	AB 1097
AB 1162	AB 1177	AB 1178	AB 1231

Assembly Chamber, September 10, 2015

Madam President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

AB 1305	AB 1320	AB 1351	AB 1390
AB 1420	AB 1448	AB 1496	AB 1526
AB 1535			

E. DOTSON WILSON, Chief Clerk of the Assembly

September 10, 2015

*Mr. Daniel Alvarez*  
*Secretary of the Senate*

Dear Daniel: Pursuant to the instructions of the Assembly, I am herewith returning Assembly Bill No. 1052 to the Senate for further action.

Sincerely,

E. DOTSON WILSON, Chief Clerk of the Assembly

Above bill ordered held at Desk.

**REPORTS OF STANDING COMMITTEES****Committee on Appropriations**

Date of Hearing, September 10, 2015

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

AB 199

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

LARA, Chair

Above bill ordered to second reading.

**CONSIDERATION OF DAILY FILE (RESUMED)****SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 199**—An act to amend Sections 26003 and 26011.8 of the Public Resources Code, relating to alternative energy, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**REPORTS OF STANDING COMMITTEES****Committee on Appropriations**

Date of Hearing, September 10, 2015

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

AB 802

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

LARA, Chair

Above bill ordered to second reading.

**CONSIDERATION OF DAILY FILE (RESUMED)****SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)**

**Assembly Bill 802**—An act to amend Sections 25301 and 25303 of, and to repeal and add Section 25402.10 to, the Public Resources Code, and to amend Section 381.2 of, to amend and renumber Section 384.2 of, and to add Section 913.8 to, the Public Utilities Code, relating to energy efficiency.

Bill read second time.

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



**REPORTS OF STANDING COMMITTEES****Committee on Rules**

Senate Chamber, September 10, 2015

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

SR 39

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 Resolution 39**—Relative to immigration.

Resolution read second time.

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

Senate Chamber, September 10, 2015

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

AB 35

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**

**Assembly Bill 35**—An act to amend Sections 12206, 17058, and 23610.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

Senate Chamber, September 10, 2015

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

AB 679

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**

**Assembly Bill 679**—An act to amend Section 27320 of the Government Code, relating to local government.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 679 pursuant to Joint Rule 58.

ASSEMBLY MEMBER ALLEN

**Permission of Rules Committee**

Senate Chamber, September 10, 2015

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 679.

DE LEÓN, Chair

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

Senate Chamber, September 10, 2015

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

AB 1288

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**

**Assembly Bill 1288**—An act to amend Section 38562 of 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.

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

The following measures were offered and referred to the Committee on Rules:

**Senate Concurrent Resolution 90:** By Senators Galgiani and Block—Relative to Senate Rule 56 of the Standing Rules of the Senate for the 2015–16 Regular Session.

**Senate Resolution 52:** By Senators Lara, Bates, Hall, Hancock, Jackson, Leno, Leyva, Liu, Mitchell, Nguyen, Pan, Pavley, and Wolk—Relative to Syrian refugees.



**SENATE COMMITTEE ROLL CALLS****Committee on Appropriations****AB 199**—Do pass as amended

AYES (6)—Senators Bates, Beall, Hill, Lara, Leyva, and Mendoza.

NOES (1)—Senator Nielsen.

**AB 802**—Do pass as amended

AYES (5)—Senators Beall, Hill, Lara, Leyva, and Mendoza.

NOES (2)—Senators Bates and Nielsen.

Date of Hearing: 9/10/2015

Lara, Chair

**Committee on Appropriations****AB 908**—That the measure be returned to the Senate Floor for consideration

AYES (5)—Senators Beall, Hill, Lara, Leyva, and Mendoza.

NOES (2)—Senators Bates and Nielsen.

Date of Hearing: 9/10/2015

Lara, Chair

**Committee on Banking and Financial Institutions****AJR 25**—Be adopted

AYES (4)—Senators Block, Hueso, Lara, and Vidak.

NOES (1)—Senator Morrell.

Date of Hearing: 9/10/2015

Block, Chair

**Committee on Business, Professions and Economic Development****AB 684**—Do pass

AYES (8)—Senators Bates, Block, Galgiani, Hernandez, Hill, Jackson, Mendoza, and Wieckowski.

NOES (0)—None.

Date of Hearing: 9/10/2015

Hill, Chair

**Committee on Energy, Utilities and Communications****AB 802**—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Cannella, Hertzberg, Hill, Hueso, Lara, Leyva, Pavley, and Wolk.

NOES (2)—Senators Fuller and Morrell.

Date of Hearing: 9/10/2015

Hueso, Chair

**Committee on Governance and Finance****AB 72**—Do pass

AYES (4)—Senators Beall, Hernandez, Lara, and Pavley.

NOES (3)—Senators Hertzberg, Moorlach, and Nguyen.

**AB 199**—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, Moorlach, Nguyen, and Pavley.

NOES (0)—None.

Date of Hearing: 9/10/2015

Hertzberg, Chair



**Committee on Health****AB 232**—Do pass and re-refer to the Committee on Appropriations

AYES (9)—Senators Hall, Hernandez, Mitchell, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

Date of Hearing: 9/10/2015

Hernandez, Chair

**Committee on Judiciary****AB 691**—That the measure be returned to the Senate Floor for consideration

AYES (7)—Senators Anderson, Hertzberg, Jackson, Leno, Monning, Moorlach, and Wieckowski.

NOES (0)—None.

Date of Hearing: 9/10/2015

Jackson, Chair

**Committee on Labor and Industrial Relations****AB 1513**—That the measure be returned to the Senate Floor for consideration

AYES (4)—Senators Jackson, Leno, Mendoza, and Mitchell.

NOES (1)—Senator Stone.

Date of Hearing: 9/10/2015

Mendoza, Chair

**Committee on Natural Resources and Water****SB 414**—That the Assembly amendments be concurred in

AYES (6)—Senators Allen, Hueso, Jackson, Monning, Pavley, and Wolk.

NOES (2)—Senators Stone and Vidak.

Date of Hearing: 9/10/2015

Pavley, Chair

**Committee on Public Safety****SB 405**—That the Assembly amendments be concurred in

AYES (7)—Senators Anderson, Glazer, Hancock, Leno, Liu, Monning, and Stone.

NOES (0)—None.

Date of Hearing: 9/10/2015

Hancock, Chair

**Committee on Transportation and Housing****AB 1250**—That the measure be returned to the Senate Floor for consideration

AYES (9)—Senators Allen, Bates, Beall, Cannella, Gaines, Galgiani, Leyva, Roth, and Wieckowski.

NOES (0)—None.

Date of Hearing: 9/10/2015

Beall, Chair



**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Block requested that when the Senate adjourns this day it do so in memory of Lou Dunst, Anne Baldock, and Madison Cornwell of San Diego.

Senator Liu requested that when the Senate adjourns this day it do so in memory of Charles “Kicker” McKenney of Pasadena.

Senator Wolk requested that when the Senate adjourns this day it do so in memory of James P. Finkle of Canandaigua, NY.

**ADJOURNMENT**

At 9:37 p.m., on motion of Senator De León, the Senate adjourned pursuant to the Senators’ requests until 10 a.m., Friday, September 11, 2015.

NEVA MARIE PARKER, Minute Clerk

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