

CALIFORNIA LEGISLATURE  
2011–12 FIRST EXTRAORDINARY SESSION

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# SENATE DAILY JOURNAL

SEVENTIETH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Thursday, September 1, 2011

The Senate met at 10:15 a.m.

Hon. S. Joseph Simitian, of the 11th District, presiding.

Secretary Greg Schmidt at the Desk.

Assistant Secretary Zachary L. Twilla reading.

### ROLL CALL

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

Anderson, Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee—39.

Quorum present.

*(NOTE: Senator Alquist will be excused this day due to illness.)*



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

So often in life it feels as though there is no end to our labors and that our goals may not be realized. Jacob Riis, a twentieth century photojournalist, once reflected on what he would do when he was feeling discouraged. He said: “When nothing seems to help, I go and look at a stonecutter hammering away at his rock perhaps a hundred times without as much as a crack showing in it. Yet at the hundred and first blow it will split in two, and I know that it was not that blow that did it—but all that had gone before.”

May the Holy One of Blessing grant us the ability to progress even when it might seem as though we are standing still, and may we be given the fortitude to see our labors through to a successful, and speedy end. May this be God’s will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

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

Senate Chamber, September 1, 2011

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

AB 20

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 20**—An act to amend Section 76300 of the Education Code, relating to Section 3.94 of the Budget Act of 2011, making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read second time.

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

Senate Chamber, September 1, 2011

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

AB 24

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 24**—An act to amend Sections 4210, 4211, 4212, 4213, 4214, 4220, and 4221 of, to amend and renumber Section 4222.5 of, to



amend, renumber, and add Sections 4226 and 4227 of, to add Sections 4215, 4222.1, 4222.2, and 4222.3 to, to repeal Sections 4224, 4225, and 4228 of, and to repeal and add Sections 4222 and 4223 of, the Public Resources Code, and making an appropriation therefor, to take effect immediately, bill relating to the budget.

Bill read second time.

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

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

**Assembly Bill 21**—An act to add Section 99047 to the Government Code, to amend Sections 12009, 12201, 12204, 12207, 12242, 12251, 12253, 12254, 12257, 12258, 12260, 12301, 12302, 12303, 12304, 12305, 12307, 12412, 12413, 12421, 12422, 12423, 12427, 12428, 12429, 12431, 12433, 12434, 12491, 12493, 12494, 12601, 12602, 12631, 12632, 12636, 12636.5, 12679, 12681, 12801, 12951, 12977, 12983, 12984, and 13108 of, and to add Section 12243 to, the Revenue and Taxation Code, and to amend Section 14301.11 of the Welfare and Institutions Code, relating to public health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

#### **REQUEST TO WITHDRAW MEASURE FROM COMMITTEE (AB 30)**

Senator Leno requested that AB 30 be withdrawn from the Committee on Appropriations and placed on third reading.

#### **Roll Call**

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

**AYES (36)**—Senators Anderson, Berryhill, Calderon, Cannella, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Gaines, Hancock, Harman, Hernandez, Huff, Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Strickland, Vargas, Walters, Wolk, Wright, Wyland, and Yee.

**NOES (0)**—None.

Bill ordered to third reading.

#### **LEAVES OF ABSENCE FOR THE DAY**

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



**ADJOURNMENT**

At 3:30 p.m., the President declared the Senate adjourned on call of the President pro Tempore.

PAULA K. ROSSETTO, Minute Clerk

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