

CALIFORNIA LEGISLATURE  
2011–12 FIRST EXTRAORDINARY SESSION

---

---

# SENATE DAILY JOURNAL

SEVENTY-FIRST LEGISLATIVE DAY

---

## IN SENATE

---

Senate Chamber, Sacramento  
Friday, September 2, 2011

The Senate met at 11:10 a.m.

Hon. Curren Price, of the 26th 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, Wolk, Wright, Wyland, and Yee—38.

Quorum present.

*(NOTE: Senators Alquist and Walters will be excused this day due to illness.)*



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

Our founding fathers continue to serve as an example for us to this day, providing inspiration and guidance. Thomas Jefferson said: “Do you want to know who you are? Don’t ask. Act! Action will delineate and define you.”

Ultimately it is not our words that define who we are, but our deeds. Our greatest legacy is what we do while we are on this earth, how we treat others, how we conduct ourselves in our daily tasks, how we spend our days—this is how we will be remembered.

We pray for our country and all who serve it. May our actions be filled with insight and courage. May we serve with humility and dedication. May we be known for deeds of kindness and generosity of spirit. May this be God’s will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

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

Senate Chamber, September 2, 2011

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

AB 25	AB 31	AB 32
AB 16	AB 17	

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 25**—An act relating to the Budget Act of 2011.

Bill read second time.

**Assembly Bill 31**—An act relating to the Budget Act of 2011.

Bill read second time.

**Assembly Bill 32**—An act relating to the Budget Act of 2011.

Bill read second time.

**Assembly Bill 16**—An act relating to the Budget Act of 2011.

Bill read second time.

**Assembly Bill 17**—An act relating to the Budget Act of 2011.

Bill read second time.

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



**MOTION TO SUSPEND JOINT RULE 10.5**

Senator Leno moved to suspend Joint Rule 10.5 as it pertains to **AB 30** in order that the bill may be considered at this time.

**Roll Call**

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

**AYES (28)**—Senators Calderon, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wolk, Wright, and Yee.

**NOES (9)**—Senators Anderson, Berryhill, Blakeslee, Cannella, Gaines, La Malfa, Runner, Strickland, and Wyland.

**CONSIDERATION OF DAILY FILE  
THIRD 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 third time and presented by Senator Leno.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

**AYES (34)**—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

**NOES (2)**—Senators Anderson and Gaines.

**Roll Call**

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

**AYES (34)**—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

**NOES (2)**—Senators Anderson and Gaines.

Bill ordered transmitted to the Assembly.



**Assembly Bill 30**—An act to amend the Budget Act of 2011 (Chapter 33 of the Statutes of 2011) by amending Items 4280-101-0001, 4280-101-3156, 4280-102-0001, and 4280-102-3156 of Section 2.00 of that act, relating to the Managed Risk Medical Insurance Board, and making an appropriation therefor, to take effect immediately, Budget Bill.

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** (35)—Senators Berryhill, Blakeslee, Calderon, Cannella, Corbett, Correa, De León, DeSaulnier, Dutton, Emmerson, Evans, Fuller, Hancock, Harman, Hernandez, Huff, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Strickland, Vargas, Wolk, Wright, Wyland, and Yee.

**NOES** (2)—Senators Anderson and Gaines.

Bill ordered transmitted to the Assembly.

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

September 2, 2011

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:

AB 21—Aye

AB 30—Aye

DARRELL STEINBERG, President pro Tempore

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

The following Senators were granted leaves of absence for the day due to illness: Senators Alquist and Walters.

#### **ADJOURNMENT**

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

PAULA K. ROSSETTO, Minute Clerk

O

└