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SENATE DAILY JOURNAL

SEVENTY-FOURTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, September 8, 2011

The Senate met at 8:20 p.m.
Hon. Christine Kehoe, of the 39th 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:

Alquist, 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—40.

Quorum present.



PRAYER

Upon invitation of the President pro Tempore, the following prayers were offered to mark the tenth anniversary of the September 11 tragedy:

Prayer offered by

*Rabbi Mona Alfi,
B'nai Israel, Sacramento*

O Great and Merciful God, Each day the Senate is in session we begin with holy words, a prayer to You and a pledge of allegiance to our country.

With a prayer we remind ourselves that to serve others is a sacred task, and with our pledge we affirm our devotion to our country and our obligation to protect and preserve it.

Ten years ago we were left without adequate words as we watched in horror as our nation was attacked. But we found solace in prayer and we recommitted ourselves to the service and protection of our country.

On that tragic day we did not think of our differences, we were not Democrats or Republicans, Christians, Muslims, Jews, Sikhs, Bhuddists or Hindus. Through that terrible tragedy we came together, in unity, as Americans.

On this day, we stand before You in remembrance of those who were killed. We stand together as brothers and sisters, praying for your help in repairing a world that was shattered, we ask for healing and for guidance. We ask you to protect our country and all who dwell here, but most of all, we ask for peace.

May this be God's will.—AMEN.

*Prayer by Fr. Michael F. Kiernan
Cathedral of the Blessed Sacramento*

O God Of Love, Compassion, and Healing,
look on us, people of many different faiths and traditions,
who gather here today to remember
the incredible violence and pain on September 11, 2001.

We ask you in your goodness
to give eternal light and peace
to all who died on that day:

The heroic first-responders—

The fire fighters, police officers,
emergency service workers, and
Port Authority personnel;
along with all the innocent men and women
who were victims of this tragedy
simply because of their work or service.

We ask you, in your compassion,
to bring healing to those
who, because of their very presence on that day,
suffer from injuries and illness.



Heal, too, the pain of still-grieving families
and all who lost loved ones in this tragedy.
Give them strength to continue their lives
with courage and hope.

God of peace, bring your peace to our violent world:
peace in the hearts of all men and women,
and peace among the nations of the earth.
Turn to your way of love
those whose hearts and minds
are consumed with hatred.

God of understanding,
we are overwhelmed by the magnitude of this tragedy, and
we seek your light and guidance
as we confront such terrible events.
Grant that those whose lives were spared
may live so that the lives lost
may not have been lost in vain.

Comfort and console us,
strengthen us in hope,
and give us the wisdom and courage
to work tirelessly for a world
where true peace and love reign
among nations and in the hearts of all.

O Almighty and merciful God, You cannot be understood by one who
sows discord. You cannot be accepted by one who loves violence. Look
upon our painful human condition tried by cruel acts of terror and death.
Comfort your children and open our hearts to hope, so that our time may
again know days of serenity and peace.—AMEN.

Prayer offered by

Imam Mohamed Abdul Azeez

Sacramento Area League of Associated Muslims

Dear God! You are my lord, there is no god but You.

Upon You I depend, and You are the lord of the greatest throne.

Whatever God wills will be, and whatever He wills not, will never be.
There is no power nor strength without God, the most high, the greatest.

I believe that God is capable of everything, and that his knowledge
encompasses everything!

Dear God! I seek refuge in You from the evil of my soul, and from the
evil of every creation that is under Your sway. Verily, my Lord is on the
most righteous path!

Dear God, with humble hearts and submitting souls, we ask of you

With gratitude to all of your blessings, we ask of you

With full appreciation to all of your bounties, we ask of you

We ask you on this blessed day to bring humility, strength and



understanding to the hearts of our brothers and sisters who have been elected to be the trustees of our great state, to guide their decisions, to strengthen their backs, and to increase their resolve to serve.

We ask you to alleviate our pain, to allay our fears and to console our hearts. We ask you to bring our state, and our nation out of hardship, and to fill our hearts with hope of a better tomorrow.

Prayer offered by

Ranjeet Singh

Sikh Temple of West Sacramento

Having first remembered God the Almighty, think of Guru Nanak. The Tenth Master Guru Gobind Singh Jee, father of the Khalsa who has blessed us with the gift of Amrit—may we enjoy his protection everywhere. Turn your thoughts, O Khalsa, to the teachings of Guru Granth Sahib and call on God Wonderful Lord!

Almighty God, we humbly request you to keep all men and women who have laid their lives to protect freedom and peace since 9/11 till today the tenth anniversary please keep them in your glorious feet and protect them forever and comfort their families

“Nanak Naam charhdee kala. Tere bhaaney sarbat da bhala”.

(O Nanak, may the Name be ever in ascendance! In Your will may the good of all prevail!)

Prayer offered by

The Very Rev. Dr. Brian Baker

Trinity Episcopal Cathedral

As we remember this week the horror of evil inflicted, towers falling, lives crushed and tears shed, help us, Oh Lord, to never forget the heroism, the open-hearted sacrifice of the police, fire-fighters and ordinary citizens who took no heed of their own safety when others were in danger,

And give us the grace, we pray to live into their example as we strive for reconciliation and peace, as we seek to be agents of your love, in this war-torn world.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, September 8, 2011

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

SB 6

SB 8

SB 13



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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above measures ordered to unfinished business file.

Assembly Chamber, September 8, 2011

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

AB 40

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURE

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

Assembly Bill 40—An act to amend Sections 17062, 23101, 23151, 23153, and 25128 of, to amend and repeal Section 25128.5 of, to amend, repeal, and add Sections 17073.5 and 25136 of, and to add Sections 6377, 17137, 25128.7, and 25136.1 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

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 and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Budget and Fiscal Review

Date of Hearing, September 8, 2011

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

AB 25

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

LENO, Chair

Above measure ordered to second reading.

Committee on Rules

State Capitol, September 8, 2011

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

Governance and Finance—AB 40.

Senate Chamber, September 8, 2011

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

Req. No. 11 27160 (SB 30)



Has had the same under consideration and finds the same within the purview of the call and refers it to the Committee on Governance and Finance pursuant to the provisions of Rule 24.

STEINBERG, Chair

INTRODUCTION AND FIRST READING OF SENATE MEASURE

The following measure was introduced, read the first time and transmitted to the Committee on Governance and Finance:

Senate Bill 30: By Senator Alquist (Principal coauthors: Senators Corbett and Simitian) (Principal coauthors: Assembly Members Beall, Campos, and Fong) (Coauthor: Senator Blakeslee) (Coauthor: Assembly Member Wieckowski)—An act to amend Sections 34162 and 34163 of the Health and Safety Code, relating to redevelopment, and declaring the urgency thereof, to take effect immediately.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill 6—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 presented by Senator Leno.

The question being: Shall the Senate concur in the Assembly amendments to SB 6?

The roll was called.

CALL OF THE SENATE

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

Motion carried.

UNFINISHED BUSINESS (RESUMED) Consideration of Assembly Amendments

Senate Bill 8—An act to amend Sections 33334.2, 33690, 33690.5, 34162, 34163, 34165, 34167, 34171, 34176, 34177, 34179, 34181, 34182, 34183, 34185, 34187, 34194, 34194.4, and 34195 of, and to add Section 34194.25 to, the Health and Safety Code, relating to redevelopment, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Leno.

The question being: Shall the Senate concur in the Assembly amendments to SB 8?

Roll Call

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

AYES (30)—Senators Alquist, Blakeslee, Calderon, Cannella, Corbett, De León, Emmerson, Fuller, Gaines, Hancock, Harman, Hernandez, Huff,



Kehoe, La Malfa, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Runner, Simitian, Steinberg, Vargas, Wolk, and Wyland.

NOES (8)—Senators Anderson, Berryhill, Correa, DeSaulnier, Strickland, Walters, Wright, and Yee.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 6)**

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 the Senate concurred in Assembly amendments to SB 6 by the following vote:

AYES (23)—Senators Alquist, Calderon, Corbett, De León, DeSaulnier, Evans, Hancock, Hernandez, Kehoe, Leno, Lieu, Liu, Lowenthal, Negrete McLeod, Padilla, Pavley, Price, Rubio, Simitian, Steinberg, Vargas, Wright, and Yee.

NOES (16)—Senators Anderson, Berryhill, Blakeslee, Cannella, Dutton, Emmerson, Fuller, Gaines, Harman, Huff, La Malfa, Runner, Strickland, Walters, Wolk, and Wyland.

Above bill ordered enrolled.

ADJOURNMENT

At 10:45 p.m., the President declared the Senate adjourned on call of the President pro Tempore.

PAULA K. ROSSETTO, Minute Clerk

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