

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

SENATE DAILY JOURNAL

FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, August 27, 2009

Pursuant of the provisions of the Proclamation of Governor Arnold Schwarzenegger, the 2009–2010 Fifth Extraordinary Session was called to order by Senator S. Joseph Simitian, at 11:13 a.m.

Pursuant to Section 9150 of the Government Code, Greg Schmidt, Secretary of the Senate; Tony Beard Jr., Sergeant at Arms; and Paula K. Rossetto, Minute Clerk, were in their respective places.

Assistant Secretary Zach Twilla reading.

ROLL CALL

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

Aanestad, Alquist, Ashburn, Benoit, Calderon, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee—38.

Quorum present.

(NOTE: Senator Cedillo will be excused this day on legislative business and Senator Padilla will be excused this day on personal business.)



PRAYER

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

In the Book of Deuteronomy, as Moses concludes his lengthy list of instructions to the Israelites on how to establish a just society, he says: "I have set before you life and death, blessing and curse, therefore, choose life!" (Deut. 30:19)

We are taught that we, as individuals and as a society, hold life's blessings and curses in our own hands. We know right from wrong, good from evil, compassion from indifference. Laws, whether religious or secular, are given to create a good and just world. To choose life means living according to a moral code in our personal and our public affairs, to choose life means to live a life filled with meaning and purpose.

May the Holy One guide us as we engage in our daily tasks, opening our hearts to the goodness in this world, helping us to see what is right and just, and guiding us to live lives filled with blessings. May this be God's will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MESSAGES FROM THE GOVERNOR**A PROCLAMATION**

by the Governor of the State of California

WHEREAS an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 20th day of August 2009, at a time to be determined, for the following purpose and to legislate upon the following subject no later than October 5, 2009:

1. To consider and act upon legislation to address the federal Race to the Top eligibility requirements and guidelines, and other changes necessary to secure federal funding.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed 20th day of August, 2009.

ARNOLD SCHWARZENEGGER
Governor of California

[SEAL]

ATTEST:

DEBRA BOWEN
Secretary of State



REQUEST FOR UNANIMOUS CONSENT

Senator Steinberg asked for and was granted unanimous consent that the officers, Committee on Rules, the Standing Committees and the Standing Rules of the 2009–10 Regular Session be deemed the same for the 2009–10 Fifth Extraordinary Session.

OATH OF OFFICE ADMINISTERED

The oath of office was administered to Senator Darrell Steinberg President pro Tempore; Gregory P. Schmidt Secretary of the Senate; and Tony Beard, Sergeant at Arms.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measure was introduced and read the first time:

Senate Concurrent Resolution 1: By Senator Steinberg—Relative to the Joint Rules for the 2009–10 Fifth Extraordinary Session.

REQUEST FOR UNANIMOUS CONSENT (SCR 1)

Senator Steinberg asked for, and was granted, unanimous consent to take up SCR 1 at this time, without reference to committee or file.

Consideration of Senate Concurrent Resolution 1

Senate Concurrent Resolution 1: By Senator Steinberg—Relative to the Joint Rules for the 2009–10 Fifth Extraordinary Session.

Roll Call

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

AYES (36)—Senators Aanestad, Alquist, Ashburn, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.
NOES (0)—None.

Resolution ordered transmitted to the Assembly

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Senate Chamber, August 27, 2009

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

Req. No. 09 21707 (SB 1) Req. No. 09 22140 (SB 2)

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

STEINBERG, Chair



INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time and transmitted to the Committee on Rules for assignment:

Senate Bill 1: By Senators Romero, Huff, Alquist, and Wyland—An act to amend Sections 10601.5, 10802, 10804, 47602, and 60900 of, to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, and to add Article 5 (commencing with Section 52065) to Chapter 6.1 of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools, and declaring the urgency thereof, to take effect immediately.

Senate Bill 2: By Senator Simitian—An act to amend Sections 10601.5, 10802, 10804, and 60900 of the Education Code, and to add Section 1095.2 to the Unemployment Insurance Code, relating to education data.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day due to legislative business: Senator Cedillo.

The following Senator was granted leave of absence for the day due to personal business: Senator Padilla.

ADJOURNMENT

At 11:20 a.m., the President declared the Senate adjourned on call of the President pro Tempore.

PAULA K. ROSSETTO, Minute Clerk

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